

# JOURNAL OF THE SENATE

922

Monday, May 28, 1951

The Senate convened at 10:00 o'clock A. M., pursuant to adjournment on Saturday, May 26, 1951.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

—37.

A quorum present.

Senator McArthur was excused from attendance upon the session.

The following prayer was offered by the Senate Chaplain, Reverend Walter R. Faust:

"Almighty and merciful God; we thank Thee that we still remain the land of liberty, with freedom of religion, freedom of speech, and freedom of press. While these freedoms must tolerate untruth and controversy, forbid that imprudent tolerance breed communism or other treachery. May vigilance place a distinction between a lie and doctrines of treason. In this final week of this session we would invoke Thy special blessing and Divine Wisdom. May the greater consideration be given matters most urgent in Thy sight. Forbid that irrational quibbling, or selfish maneuvering, should impede progress, but rather may there be clearness of thought, sincerity of purpose, and nobleness of action, of which the people of our State can be justly proud. In the Savior's name we pray; Amen."

The reading of the Journal was dispensed with.

The Senate daily Journal of Tuesday, May 22, 1951, was further corrected as follows:

Page 20, column 1, line 20, strike out the following:

"H. B. No. 926" and insert in lieu thereof the following:

"H. B. No. 928".

And as further corrected was approved.

The Senate daily Journal of Thursday, May 24, 1951, was further corrected as follows:

Page 53, column 2, line 13, strike out the figures "1365" and insert in lieu thereof the figures "1356".

And as further corrected was approved.

The Senate daily Journal of Friday, May 25, 1951, was further corrected as follows:

Page 1, column 1, line 2, strike out the figures "22" and insert in lieu thereof the figures "24".

Also—

Page 3, column 1, line 30, after the word "custodian" and before the word "livestock", strike out the word "or" and insert in lieu thereof the word "of".

Also—

Page 29, column 1, line 20, strike out the figures "990" and insert in lieu thereof the figures "900".

And as further corrected was approved.

The Senate daily Journal of Saturday, May 26, 1951, was corrected and as corrected was approved.

## REPORTS OF COMMITTEES

Senator Shands, Chairman of the Committee on Finance and Taxation, reported that the Committee had carefully considered the following Bills:

H. B. No. 1417—A bill to be entitled An Act to abolish the present municipal government of the Town of Bunnell, in Flagler County, State of Florida, and to organize, incorporate and establish a city government therefor, and to prescribe the jurisdiction, powers and functions of said municipality.

H. B. No. 1588—A bill to be entitled An Act to exempt from all county taxation for period of twenty years all new industries which shall regularly employ not less than one hundred people, locating in all counties of Florida having a population of more than 3,700 and less than 4,150 according to the most recent official census, and requiring such counties to provide refuse disposal canal for paper and pulp mill.

—and recommends that the same do pass with Committee amendments as attached thereto.

And the Bills contained in the preceding report, together with the Committee amendments attached thereto, were placed on the Calendar of Bills on Second Reading.

Senator Shands, Chairman of the Committee on Finance and Taxation, reported that the Committee had carefully considered the following Bill:

H. B. No. 1534—A bill to be entitled An Act to abolish the present municipal corporation of the City of Canaveral in Brevard County, Florida, created by Chapter 19715, Special Laws of 1939 and to create, establish and organize a municipality to be known as City of Canaveral Harbor, in Brevard County, Florida, and to fix the boundaries and provide for the government, powers and privileges of the said city, means for exercising the same; and to authorize the imposition of penalties for the violation of ordinances.

—and recommends that the same do pass with the Committee amendment as attached thereto.

And the Bill contained in the preceding report, together with the Committee amendment attached thereto, was placed on the Calendar of Bills on Second Reading.

Senator Pearce, Chairman of the Committee on Game and Fisheries, reported that the Committee had carefully considered the following Bills:

H. B. No. 662—A bill to be entitled An Act relating to the taking of crawfish and limiting the size of crawfish taken; repealing conflicting laws; providing effect date.

H. B. No. 663—A bill to be entitled An Act relating to the sale of crawfish and crawfish tails; providing for sale of whole crawfish, prohibiting sale of crawfish tails; repealing conflicting laws; fixing effect date.

H. B. No. 672—A bill to be entitled An Act providing that Section 374.09, Florida Statutes, 1949, prohibiting the taking of stone crabs for commercial purposes from the waters of the State of Florida lying south of latitude twenty-five degrees fifty minutes north by use of traps, lobster pots or other equipment of like nature shall not apply to Monroe County, Florida; and providing when this Act shall take effect.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Shands, Chairman of the Committee on Finance and Taxation, reported that the Committee had carefully considered the following Bill:

H. B. No. 1542—A bill to be entitled An Act to amend Section 13, Chapter 21297, Laws of Florida, 1941, Special Acts, as amended, the same being "An Act to abolish the present municipal government of the Town of Holly Hill in Volusia County, Florida, and to create, establish and organize a municipality to be known and designated as the City of Holly Hill, and to define its territorial boundaries and provide for its government, jurisdiction, powers, franchises and privileges," by changing the term of office of the elected city council of the City of Holly Hill from a two year term to a four year term, and providing a referendum.

—and recommends that it do pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Baynard, Chairman of the Committee on Appropriations, reported that the Committee had carefully considered the following Bill:

S. B. No. 713—A bill to be entitled An Act amending Section 394.23 2), Florida Statutes, relating to the Florida State Hospital; providing for compensation for physician members of examining committee.

—and recommends that same do pass with the Committee amendment as attached thereto.

And the Bill contained in the preceding report, together with the Committee amendment attached thereto, was placed on the Calendar of Bills on Second Reading.

Senator Baynard, Chairman of the Committee on Appropriations, reported that the Committee had carefully considered the following Bills:

S. B. No. 826—A bill to be entitled An Act to amend Subsections (2) and (4) of Section 121.02, Subsection (1) of Section 121.05, Section 121.07, and Section 121.10, Florida Statutes, 1949; relating to benefit computations, covered services, eligibility requirements, and refunds under the state officers and employees retirement system; and making this Act effective immediately.

S. B. No. 827—A bill to be entitled An Act amending Section 121.15, Chapter 121, Florida Statutes, 1949, relating to the "State Officers and Employees Retirement System," by providing that each officer or agency of the State of Florida shall contribute to the retirement fund an amount equal to the total amount paid into the said fund by its participating officers and employees each year; providing an annual appropriation for such purpose with respect to salaries paid out of the general revenue fund; and making this Act effective July 1, 1951.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Smith, Chairman of the Committee on Forestry and Parks, reported that the Committee had carefully considered the following Bill:

S. B. No. 722—A bill to be entitled An Act relating to the Florida Board of Forestry; providing for an appropriation to be used only to match or supplement Federal funds used to create a forestry research station.

—and recommends that it do pass.

And the Bill contained in the preceding report was referred to the Committee on Appropriations under the original joint reference.

Senator Baynard, Chairman of the Committee on Appropriations, reported that the Committee had carefully considered the following Bill:

S. B. No. 722—A bill to be entitled An Act relating to the Florida Board of Forestry; providing for an appropriation to be used only to match or supplement Federal funds used to create a forestry research station.

—and recommends that it do pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

#### ENGROSSING REPORTS

Your Engrossing Clerk to whom was referred, with House amendment, for engrossing—

S. B. No. 968—A bill to be entitled An Act to repeal Chapter 26318, Acts of 1949, describing the territorial boundaries of the City of Zephyrhills; to fix the territorial boundaries of the City of Zephyrhills as provided by Chapter 16771, Acts of 1933, and to provide for the inclusion of certain described lands within said boundaries, such lands being known as the Zephyrhills Airport.

—begs leave to report that the House amendment has been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,  
ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Engrossing Clerk.

And Senate Bill No. 968, contained in the above report was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Your Engrossing Clerk to whom was referred, with House amendments, for engrossing—

S. B. No. 1022—A bill to be entitled An Act to amend Chapter 21483 Laws of Florida, Special Acts of 1941, entitled, An Act providing for the creation of a firemen's relief and pension fund by the City of Pensacola; creating a pension board in said municipality to administer the funds; designating the powers and duties of such board; providing for contributions to such fund by the city, its employees and pensioners; prescribing who shall receive a pension or relief out of the pension fund; providing for the receipt, deposit, appropriation, investment and disposition of funds of said pension fund; providing that all persons heretofore retired now on the pension roll of the City of Pensacola shall continue to receive pensions in the same amount they are now receiving, payable from the source from which such pensions are now paid; authorizing the levy of taxes to supplement and augment the firemen's relief and pension fund.

—begs leave to report that the House amendments have been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,  
ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Engrossing Clerk.

And Senate Bill No. 1022, contained in the above report was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Your Engrossing Clerk to whom was referred, with House amendments, for engrossing—

S. B. No. 896—A bill to be entitled An Act creating a small claims court in each county of this State having a population of not less than 110,000 and not more than 114,000 according to the last official census; providing for the appointment of the judge of said court; providing for the pleading, practice and service of notice of proceedings therein; providing for a clerk and prescribing his duties.

—begs leave to report that the House amendments have been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,  
ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Engrossing Clerk.

And Senate Bill No. 896, contained in the above report was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Your Engrossing Clerk to whom was referred, with House amendments, for engrossing—

S. B. No. 792—A bill to be entitled An Act to provide for and permit in all counties of the State of Florida having a population of not less than 27,000 nor more than 28,000 by the last official census the permissive closing of banks, trust companies and other banking organizations on Thursday or Saturday; providing that as to all banking transactions Saturday shall be a legal holiday as to banks closing under this law; and providing for the repeal of all laws in conflict herewith.

—begs leave to report that the House amendments have been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,  
ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Engrossing Clerk.

And Senate Bill No. 792, contained in the above report was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Your Engrossing Clerk to whom was referred, with Senate amendment, for engrossing—

S. B. No. 1090—A bill to be entitled An Act authorizing Okaloosa County, Florida, to convey without charge to the State Road Department of the State of Florida, certain portions of real property owned by Okaloosa County, Florida, and located on Santa Rosa Island.

—begs leave to report that the Senate amendment has been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,  
ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Engrossing Clerk.

And Senate Bill No. 1090, contained in the above report was ordered certified to the House of Representatives.

#### ENROLLING REPORTS

May 28, 1951.

Your Enrolling Clerk, to whom was referred—

Com. Sub. for H. B. No. 210.	H. B. No. 1094
H. B. No. 561	H. B. No. 1095
H. B. No. 760	H. B. No. 1099
H. B. No. 770	H. B. No. 1101
H. B. No. 771	H. B. No. 1132
H. B. No. 772	H. B. No. 1148
H. B. No. 773	H. B. No. 1149
H. B. No. 774	H. B. No. 1151
H. B. No. 775	H. B. No. 1152
H. B. No. 779	H. B. No. 1165
H. B. No. 799	H. B. No. 1181
H. B. No. 954	H. B. No. 1184
H. B. No. 1002	H. B. No. 1191
H. B. No. 1048	H. B. No. 1202
H. B. No. 1053	H. B. No. 1229
H. B. No. 1056	H. B. No. 1236
H. B. No. 1066	H. B. No. 1237
H. B. No. 1081	H. B. No. 1242
H. B. No. 1082	H. B. No. 1243
H. B. No. 1085	H. B. No. 1249

H. B. No. 1089

H. B. No. 1090

H. B. No. 1093

—begs leave to report same have been properly enrolled, signed in open session by the President and Secretary of the Senate, and the Speaker and Chief Clerk of the House of Representatives, and this day presented to the Governor for his approval.

Very respectfully,  
ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Enrolling Clerk  
of the Senate.

May 28, 1951.

Your Enrolling Clerk, to whom was referred—

H. C. R. No. 15	H. B. No. 1080
H. B. No. 126	H. B. No. 1088
H. B. No. 170	H. B. No. 1096
H. B. No. 264	H. B. No. 1121
H. B. No. 421	H. B. No. 1134
H. B. No. 447	H. B. No. 1150
H. B. No. 480	H. B. No. 1159
H. B. No. 492	H. B. No. 1179
H. B. No. 649	H. B. No. 1189
H. B. No. 761	H. B. No. 1197
H. B. No. 806	H. B. No. 1205
H. B. No. 813	H. B. No. 1206
H. B. No. 850	H. B. No. 1209
H. B. No. 1001	H. B. No. 1213
H. B. No. 1049	H. B. No. 1225
H. B. No. 1062	H. B. No. 1256

—begs leave to report same have been properly enrolled, signed in open session by the President and Secretary of the Senate, and the Speaker and Chief Clerk of the House of Representatives, and this day presented to the Governor for his approval.

Very respectfully,  
ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Enrolling Clerk  
of the Senate.

May 28, 1951.

Your Enrolling Clerk, to whom was referred—

H. B. No. 17

—begs leave to report same has been properly enrolled, signed in open session by the President and Secretary of the Senate, and the Speaker and Chief Clerk of the House of Representatives, and this day presented to the Governor for his approval.

Very respectfully,  
ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Enrolling Clerk  
of the Senate.

Senator King moved that the rules be waived and House Bill No. 650 be recommitted to the Committee on Governmental Reorganization for further study.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Pearce moved that the rules be waived and House Bill No. 1255 be recalled from the Committee on Game and

Fisheries and placed on the Calendar of Bills on Second Reading.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator King moved that the rules be waived and House Bill No. 1451 be recalled from the Committee on Motor Vehicles and placed on the Calendar of Bills on Second Reading.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Gautier (13th) moved that the rules be waived and when the Senate adjourns it recess to reconvene at 3:00 o'clock P. M., for a two hour session.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Gautier (13th) moved that when the Senate adjourns at the afternoon session Tuesday, May 29, 1951, it recess to reconvene at 8:00 o'clock P. M.

Which was agreed to and it was so ordered.

#### INTRODUCTION OF RESOLUTIONS, MEMORIALS, BILLS AND JOINT RESOLUTIONS

By Senator Gautier (13th)—

S. B. No. 1116—A bill to be entitled An Act amending Section 5 of Chapter 18468, Laws of Florida, Special Acts of 1937, relating to the purchasing agent for Dade County, Florida, by increasing the annual salary of such purchasing agent to \$8500.00, plus automobile expense at the rate of \$75.00 per month, together with such traveling expenses incurred pertaining to the business of the office of purchasing agent, not to exceed \$500.00 per annum.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 1116 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 1116 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1116 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 1116 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1116 was read the third time in full.

Upon the passage of Senate Bill No. 1116 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So Senate Bill No. 1116 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Gautier (13th)—

S. B. No. 1117—A bill to be entitled An Act amending Chap-

ter 18696, Laws of Florida, Acts of 1937, entitled: "An Act creating a civil service system for certain officers and employees of the City of Miami Beach, Florida; creating a department of personnel, defining its membership, powers and duties; designating the officers and employees who are within the terms of said Act; defining the certain terms of said Act; providing for appointments, promotions, suspensions, reductions and removals of officers and employees; providing for the status of officers and employees holding positions when this Act takes effect; providing for a referendum when said Act shall take effect and other matters relating thereto"; providing for a change in the method and procedure of administering the civil service system of the city.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 1117 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 1117 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1117 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 1117 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1117 was read the third time in full.

Upon the passage of Senate Bill No. 1117 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So Senate Bill No. 1117 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Gautier (13th)—

S. B. No. 1118—A bill to be entitled An Act to provide for a librarian, assistant librarians, clerks and other necessary employees for certain law libraries in counties having a population of 325,000 inhabitants or more according to the latest federal census.

Which was read the first time by title only.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 1118 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1118 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 1118 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1118 was read the third time in full.

Upon the passage of Senate Bill No. 1118 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So Senate Bill No. 1118 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Branch—

S. B. No. 1119—A bill to be entitled An Act authorizing the City of Tampa to enter into supplemental contracts for additional pensions with members of its police or fire departments; and providing for the manner and method of entering into such contracts.

Which was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

Proof of publication of Notice was attached to Senate Bill No. 1119 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

By Senator Branch—

S. B. No. 1120—A bill to be entitled An Act providing for the eligibility of Rollan H. Bradley and J. B. Bowers as members of the Police Department of the City of Tampa, Florida, in all of the benefits of the City Pension Fund for Firemen and Policemen in the City of Tampa, created by Chapter 21590, Laws of Florida, Special Acts of 1941, as amended; requiring the City of Tampa to enter into a contract with said members in the same manner as other members of said police department who are eligible to participate in said benefits; and to repeal any and all laws in conflict herewith.

Which was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

Proof of publication of Notice was attached to Senate Bill No. 1120 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

By Senator Brackin—

S. B. No. 1121—A bill to be entitled An Act to amend the Charter of the Town of Fort Walton, Florida, being Chapter 24529, Special Acts of 1947, by adding to sub-paragraph X of Section 3 of the said Special Act a provision that the town shall have no right, power or authority to furnish any local public utility services to any property or location situated outside of the boundaries of the town.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 1121 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Brackin moved that the rules be waived and Senate Bill No. 1121 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1121 was read the second time by title only.

Senator Brackin moved that the rules be further waived and Senate Bill No. 1121 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1121 was read the third time in full.

Upon the passage of Senate Bill No. 1121 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

S. B. No. 1122—A bill to be entitled An Act to amend action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Baynard—

S. B. No. 1122—A bill to be entitled An Act to amend Chapter 21856, Laws of Florida, Acts of 1943, authorizing County Boards of Public Instruction of certain counties to enter agreements for group insurance for certain county employees, by making said chapter inapplicable to counties having a population of not less than 140,000 and not more than 240,000 according to the last official census.

Which was read the first time by title only.

Senator Baynard moved that the rules be waived and Senate Bill No. 1122 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1122 was read the second time by title only.

Senator Baynard moved that the rules be further waived and Senate Bill No. 1122 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1122 was read the third time in full.

Upon the passage of Senate Bill No. 1122 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So Senate Bill No. 1122 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Baynard—

S. B. No. 1123—A bill to be entitled An Act authorizing the City of St. Petersburg, Florida, to improve, enlarge and extend its existing sewer facilities and issue revenue bonds therefor; providing for the payment of such bonds and prescribing the duties of the city and the rights of the bondholders; repealing Chapter 23523, Laws of 1945, and Chapter 24875, Laws of 1947; and requiring the submission of this Act to the electorate of the City of St. Petersburg for its approval or rejection, and subject to said approval providing for the effective date of this Act.

Which was read the first time by title only.

Senator Baynard moved that the rules be waived and Senate Bill No. 1123 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1123 was read the second time by title only.

Senator Baynard moved that the rules be further waived and Senate Bill No. 1123 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1123 was read the third time in full.

Upon the passage of Senate Bill No. 1123 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So Senate Bill No. 1123 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Baynard—

S. B. No. 1124—A bill to be entitled An Act to amend Section 2 of Chapter 25,607, Laws of Florida, Acts of 1949, which said Act relates to compensation of the Clerk of the Circuit Court for services performed in suits or proceedings filed in circuit court in all counties of this State having a population of not less than 120,000 inhabitants and not more than 200,000 inhabitants according to the last or any future official State census, by reducing amount of fees paid to said clerk in criminal actions or proceedings.

Which was read the first time by title only.

Senator Baynard moved that the rules be waived and Senate Bill No. 1124 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1124 was read the second time by title only.

Senator Baynard moved that the rules be further waived and Senate Bill No. 1124 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1124 was read the third time in full.

Upon the passage of Senate Bill No. 1124 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So Senate Bill No. 1124 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Baynard—

S. B. No. 1125—A bill to be entitled An Act to amend Chapter 25,606, Laws of Florida, Acts of 1949, which said Act provides for creation of a "Law Library Fund" in any county of this State having a population according to the latest State census of not less than 120,000 inhabitants nor more than 200,000 inhabitants, by adding to said law Section 3a construing certain terms as used in said Act and by adding thereto Section 3b relative to funds not collected by Clerk of Circuit Court in certain cases.

Which was read the first time by title only.

Senator Baynard moved that the rules be waived and Senate Bill No. 1125 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1125 was read the second time by title only.

Senator Baynard moved that the rules be further waived and Senate Bill No. 1125 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1125 was read the third time in full.

Upon the passage of Senate Bill No. 1125 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So Senate Bill No. 1125 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Davis—

Senate Resolution No. 1126:

A RESOLUTION RELATING TO ADDITIONAL SERVICES FOR SENATE EMPLOYEES AND INDEXERS.

BE IT RESOLVED BY THE SENATE OF THE 1951 SESSION OF THE LEGISLATURE OF THE STATE OF FLORIDA:

That there shall be allowed for additional service to be paid to attaches of the Senate of the 1951 Session of the Legislature of the State of Florida the sum of amount necessary for such additional service and payment to be for the benefit of those attaches certified to the Comptroller by the Chairman of the Legislative Management in the Senate by name and amount, this resolution being intended to embrace the additional time allowance for the indexers of the Senate and House Journals upon certificates as aforesaid.

Which was read the first time in full.

The question was put on the adoption of the resolution.

Which was agreed to and Senate Resolution No. 1126 was adopted.

By Senator Rogells—

S. B. No. 1127—A bill to be entitled An Act authorizing and directing the Boards of County Commissioners of all counties of the State of Florida having a population of not more than twenty-nine thousand and not less than twenty-seven thousand and eight hundred according to the last Federal census, to convey to Sarasota County Livestock Association, a corporation, certain real property hereinafter described in this Act: providing for a reversion clause in said conveyance in favor of the counties with the above named population, providing

that the tract revert to the said population counties in the event said real property ceases to be used for the development and promotion of livestock and the livestock industry in the counties of the above named population, declaring that the development and promotion of livestock and the livestock industry on said property in counties with above named population to be for a public use and purpose; providing for the cancellation of all claims on said real property, whether taxes, or otherwise, of the State of Florida of the counties of the above named population, of city taxes and of special tax school districts of counties of above named population.

Which was read the first time by title only.

Senator Rogells moved that the rules be waived and Senate Bill No. 1127 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1127 was read the second time by title only.

Senator Rogells moved that the rules be further waived and Senate Bill No. 1127 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1127 was read the third time in full.

Upon the passage of Senate Bill No. 1127 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So Senate Bill No. 1127 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Beall—

S. B. No. 1128—A bill to be entitled An Act relating to the City of Pensacola, Florida; amending Chapter 18777, Laws of Florida, Special Acts of 1937, and entitled: "An Act authorizing and empowering the City of Pensacola to levy a tax for publicity purposes subject to ratification by the qualified electors of said city, providing the manner in which the proceeds of such tax shall be expended, and providing for the submission of the question as to whether said tax shall be levied by ordinance of said city at the general municipal election to be held on June 7th, 1937, and providing for a canvass of the votes cast upon said question", providing for the manner and method whereby expenditures and vouchers may be issued by the city clerk-comptroller.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 1128 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Beall moved that the rules be waived and Senate Bill No. 1128 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1128 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 1128 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1128 was read the third time in full.

Upon the passage of Senate Bill No. 1128 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So Senate Bill No. 1128 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Leaird—

S. B. No. 1129—A bill to be entitled An Act relating to the Broward County Port District of Broward County, Florida, to amend Chapter 17506, Laws of Florida, Acts of 1935, entitled 'An Act to abolish the Broward County Port District, situated in Broward County Florida, created and established by Chapter 15107, of the Acts of the Legislature of the State of Florida, approved June 3rd, A. D. 1931; to repeal said Chapter 15107, and to create, establish and organize a Port District in the County of Broward, State of Florida, to be known and designated as the Broward County Port District; to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges'; to amend Section 1 of Article IX of Chapter 17506, Laws of Florida, Acts of 1935, as amended by Chapter 18442, Laws of Florida, Acts of 1937, so as to provide that property owned, held, or acquired by the Broward County Port Authority or the Broward County Port District in its proprietary capacity may be leased, for not over forty years, under the following conditions: a notice of the terms of such lease, together with the time and place when objections thereto shall be heard, shall be published at least one time in a newspaper published in the Broward County Port District, not less than ten days before such hearing; if at time fixed for such hearing, a petition or petitions, signed by five per cent of the qualified electors of the Port District protesting against such lease shall be presented to the Port Authority, then the Port Authority shall, before making such lease, call an election for approval thereof, and, if no such protest shall be made, then the lease may be made without the necessity of its approval by an election; to amend Article XXIX of Chapter 17506, Laws of Florida, Acts of 1935, as amended, so as to provide that the Port Authority may let contracts for construction, improvements, repairs of buildings and purchase goods, supplies, or materials for Port District purposes or uses, when the amount to be paid by the Port Authority shall not exceed one thousand dollars, without advertising for bids for such construction, improvement, repair, or building, goods, supplies, or materials; making provision for part of the Act being declared unconstitutional; repealing laws and parts of laws in conflict with this Act; and providing when this Act shall take effect.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 1129 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Leaird moved that the rules be waived and Senate Bill No. 1129 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1129 was read the second time by title only.

Senator Leaird moved that the rules be further waived and Senate Bill No. 1129 be read the third time in full and put upon its passage.



Which was agreed to by a two-thirds vote.

And Senate Bill No. 1129 was read the third time in full.

Upon the passage of Senate Bill No. 1129 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So Senate Bill No. 1129 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Leaird—

S. B. No. 1130—A bill to be entitled An Act to create Tindall Hammock Irrigation and Soil Conservation District in Broward County, Florida; declaring the purposes of said district and fixing and defining its boundaries; creating a board of supervisors for said district and appointing the members of the first board of supervisors; providing for the election and compensation of the members of said board of supervisors and prescribing the powers and duties of said board; authorizing the construction and installation of water control works and improvements in said district; providing for the levy, assessment and collection of taxes and assessments within the said district; providing for the enforcement of such taxes and providing for the sale of any lands acquired by the board by reason of non-payment of taxes or otherwise; authorizing the board of supervisors of said district to borrow money, issue bonds and providing procedure therefor; providing procedure for the holding of a bond election or elections in said district; providing for the election of a president of the board of supervisors and a secretary and treasurer; providing a penalty for the wilful damage to any of the water control works and improvements in said district; and repealing all laws or parts of laws in conflict with the provisions of this Act.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 1130 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Leaird moved that the rules be waived and Senate Bill No. 1130 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1130 was read the second time by title only.

Senator Leaird moved that the rules be further waived and Senate Bill No. 1130 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1130 was read the third time in full.

Upon the passage of Senate Bill No. 1130 the roll was called and the vote was:

Yeas—37.

Mr. President	Carroll	Gautier (13th)	Moore
Ayers	Clarke	Johns	Morrow
Baker	Collins	Johnson	Pearce
Baynard	Crary	Johnston	Pope
Beall	Davis	King	Ripley
Boyle	Dayton	Leaird	Rodgers
Brackin	Franklin	Lewis	Rogells
Branch	Gautier (28th)	Lindler	Sanchez

Shands  
Shivers

Smith  
Tucker

Wright

Nays—None.

So Senate Bill No. 1130 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator King asked unanimous consent of the Senate to take up and consider House Bill No. 1580, out of its order.

Which was agreed to.

H. B. No. 1580—A bill to be entitled An Act to amend Section 11 of Chapter 19930, Acts of 1939, as amended, relating to the municipal government of the City of Lakeland, Florida; providing that the municipal judge shall not be under the Civil Service system but shall be appointed by the City Commission of Lakeland on July 1st of each year for a term of one year.

Was taken up.

Senator King moved that the rules be waived and House Bill No. 1580 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1580 was read the second time by title only.

Senator King moved that the rules be further waived and House Bill No. 1580 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1580 was read the third time in full.

Upon the passage of House Bill No. 1580 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 1580 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Ayers asked unanimous consent of the Senate to take up and consider House Bill No. 1588, out of its order.

Which was agreed to.

H. B. No. 1588—A bill to be entitled An Act to exempt from all county taxation for period of twenty years all new industries which shall regularly employ not less than one hundred people, locating in all counties of Florida having a population of more than 3,700 and less than 4,150 according to the most recent official census, and requiring such counties to provide refuse disposal canal for paper and pulp mill.

Was taken up.

Senator Ayers moved that the rules be waived and House Bill No. 1588 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1588 was read the second time by title only.

The Committee on Finance and Taxation offered the following amendment to House Bill No. 1588:

Amendment to House Bill No. 1588: In Section 1, line 5 (typewritten bill) strike out the words "most recent" and insert in lieu thereof the following: "1950 Federal".



Senator Shands moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Ayers moved that the rules be further waived and House Bill No. 1588, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1588, as amended, was read the third time in full.

Upon the passage of House Bill No. 1588, as amended, the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 1588 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Pope asked unanimous consent of the Senate to take up and consider House Bill No. 1417, out of its order.

Which was agreed to.

H. B. No. 1417—A bill to be entitled An Act to abolish the present municipal government of the town of Bunnell, in Flagler County, State of Florida, and to organize, incorporate and establish a city government therefor, and to prescribe the jurisdiction, powers and functions of said municipality.

Was taken up.

Senator Pope moved that the rules be waived and House Bill No. 1417 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1417 was read the second time by title only.

The Committee on Finance and Taxation offered the following amendment to House Bill No. 1417:

In Section 7, on page 5, line 7, (typewritten bill) strike out the word: "privileges"

Senator Shands moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Pope moved that the rules be further waived and House Bill No. 1417, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1417, as amended, was read the third time in full.

Upon the passage of House Bill No. 1417, as amended, the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 1417 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Boyle asked unanimous consent of the Senate to take up and consider House Bill No. 1534, out of its order.

Which was agreed to.

H. B. No. 1534—A bill to be entitled An Act to abolish the present municipal corporation of the City of Canaveral in Brevard County, Florida, created by Chapter 19715, Special Laws of 1939 and to create, establish and organize a municipality to be known as City of Canaveral Harbor, in Brevard County, Florida, and to fix the boundaries and provide for the government, powers and privileges of the said city, means for exercising the same; and to authorize the imposition of penalties for the violation of ordinances.

Was taken up.

Senator Boyle moved that the rules be waived and House Bill No. 1534 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1534 was read the second time by title only.

The Committee on Finance and Taxation offered the following amendment to House Bill No. 1534:

In Section 23, paragraph (d), Page 97, (typewritten bill) at the end of said paragraph strike out the period and insert in lieu thereof the following: a comma "(.) provided however that this Act shall not apply to public utilities regulated by the Florida Railroad and Public Utilities Commission."

Senator Shands moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Boyle moved that the rules be further waived and House Bill No. 1534, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1534, as amended, was read the third time in full.

Upon the passage of House Bill No. 1534, as amended, the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 1534 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Gautier (28th) asked unanimous consent of the Senate to take up and consider House Bill No. 1542, out of its order.

Which was agreed to.

H. B. No. 1542—A bill to be entitled An Act to amend Section 13, Chapter 21297, Laws of Florida, 1941, Special Acts, as amended, the same being "An Act to abolish the present municipal government of the Town of Holly Hill in Volusia County, Florida, and to create, establish and organize a municipality to be known and designated as the City of Holly Hill, and to define its territorial boundaries and provide for its

government, jurisdiction, powers, franchises and privileges;" by changing the term of office of the elected city council of the City of Holly Hill from a two year term to a four year term, and providing a referendum.

Was taken up.

Senator Gautier (28th) moved that the rules be waived and House Bill No. 1542 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1542 was read the second time by title only.

Senator Gautier (28th) moved that the rules be further waived and House Bill No. 1542 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1542 was read the third time in full.

Upon the passage of House Bill No. 1542 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 1542 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 531, out of its order.

Which was agreed to.

H. B. No. 531—A bill to be entitled An Act relating to the fixing of the several tax millages for the purpose of taxation, and providing for an adjustment of the millages under certain circumstances in counties having a population between 125,000 and 240,000 according to the last preceding official census.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 531 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 531 was read the second time by title only.

Senator Baynard offered the following amendment to House Bill No. 531:

In (typewritten bill) Strike everything after the enacting clause and insert in lieu thereof the following:

Section 1. The following provisions shall be applicable to the assessment and collection of county and district ad valorem taxes in counties having a population between 125,000 and 240,000, according to the last preceding official Federal census, to-wit:

(1) After the assessment rolls have been prepared and equalized on the basis of full cash value as required by law, the totals of the assessments on the real property tax roll and the tangible personal property tax roll shall be compared with the totals of the corresponding tax rolls of the tax year 1950, and where there has been an increase or decrease in the assessed value of the property subject to taxation in the current tax roll over or under that of the tax year 1950, the same shall be taken into consideration in fixing the tax millages for the current tax year.

(2) When there has been an increase of the total value of property subject to taxation as aforesaid, the Board of County Commissioners, the Board of Public Instruction and all other governing boards or commissions or other taxing authorities, with the exception of cities, towns and municipalities, but including taxing districts in the county, for whom or for which taxes are assessed on the said tax roll, shall reduce their tax millages for the current tax year from what it was for the tax year 1950, proportionately, by the percentage of the increase of the valuations for the current year over the valuations for the tax year 1950.

When there has been a decrease of the total value of property subject to taxation as aforesaid, the Board of County Commissioners, the Board of Public Instruction and all other governing boards or commissions or other taxing authorities, with the exception of cities, towns and municipalities, but including taxing districts in the county, for whom or for which taxes are assessed on the said tax roll, may increase their tax millages for the current tax year from what it was in the tax year 1950, proportionately, by the percentage of the decrease of the valuations for the current year under the valuations for the tax year 1950.

(3) Provided, however, that where the Board of County Commissioners, the Board of Public Instruction or any other governing board or commission, taxing district, or other taxing authority, in the preparation of its budget, or some item or items therein, determines that an increase in the same is necessary, then such authority shall submit its proposed budget to the County Budget Commission which shall have authority to authorize and approve an increase in such budget. In the event that the budget as finally approved by the County Budget Commission is increased or decreased, the tax millages for the current year shall be increased or decreased in such amount as is necessary to provide for such increased or decreased budget.

(4) All reference to millage and reduction of millage contained in this section shall apply to all millages, except those levied by cities, towns and municipalities, whether levied pursuant to local, special or general law.

Section 2. If any provision of this Act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and to this end it is declared to be the intention of the Legislature that all the provisions of this Act are separable and severable from each other.

Section 3. This Act shall not become effective until and unless the same be confirmed by a majority of the qualified voters of each county affected hereby voting at the next general election as provided by law. In the event of the ratification of this Act, the same shall become effective immediately upon the official determination of said ratification.

Section 4. All laws and parts of laws in conflict herewith are repealed.

Section 5. This Act, subject to the referendum provisions of Section 3 above, shall take effect immediately.

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard also offered the following amendment to House Bill No. 531:

In title, line 6, (typewritten bill) between the words "official" and "census" insert the following word: "Federal".

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard also offered the following amendment to House Bill No. 531:

In title (typewritten bill) strike the period at the end of the title and add the following: and excepting from the operation of the Act cities, towns and municipalities, and providing that the Act shall be effective upon its approval at a referendum election.

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard moved that the rules be further waived and House Bill No. 531, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 531, as amended, was read the third time in full.

Upon the passage of House Bill No. 531, as amended, the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 531 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 876, out of its order.

Which was agreed to.

H. B. No. 876—A bill to be entitled An Act relating to sheriffs in all counties of the State of Florida which now have a population of more than 155,000 and not less than 240,000 inhabitants according to the last official census; fixing and providing for the maximum salaries of sheriffs and deputy sheriffs and other expenses of operation of said sheriff's office; requiring that all fees, commissions and perquisites be accounted for and paid into the general funds of said counties, and providing that each of such sheriffs and deputy sheriffs in each of said counties shall file with its clerk of the circuit court each year a sworn copy of his personal Federal income tax return.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 876 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 876 was read the second time by title only.

Senator Baynard offered the following amendment to House Bill No. 876:

In title, line 4 (typewritten bill) between the words "official" and "census" insert the following word: "Federal".

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard offered the following amendment to House Bill No. 876:

In title, line 5 (typewritten bill) strike out the word: "maximum".

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard offered the following amendment to House Bill No. 876:

In Section 1, line 3 (typewritten bill) between the words "official" and "census" insert the following word: "Federal".

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard offered the following amendment to House Bill No. 876:

In section 1, line 4 (typewritten bill) strike out the word: "maximum".

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard offered the following amendment to House Bill No. 876:

In section 2, line 1 (typewritten bill) strike out the words: "county commissioners" and insert in lieu thereof the following: "sheriff".

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard offered the following amendment to House Bill No. 876:

In Section 2, lines 7, 8, 9, 10 (typewritten bill) strike out the words: "and approved by the Board of County Commissioners and if additional deputy sheriffs are necessary, they shall be appointed only upon the approval of the county commissioners"

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard offered the following amendment to House Bill No. 876:

In Section 6, lines 4, 5, 6 and 7 (typewritten bill) strike out the words: "may be allowed upon approval of the county commissioners of the counties affected. Said expenses are to be paid out of the same funds and in the same manner as for the payment of other monies as prescribed for under this Act." and insert in lieu thereof the following: "shall be paid by warrants drawn upon the General Fund of such counties by the Sheriff."

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard offered the following amendment to House Bill No. 876:

(Typewritten bill) strike out the word: "Perquisites" in Line 7 of the Title and wherever it appears in Section 4.

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard offered the following amendment to House Bill No. 876:

In Section 2, line 4, (typewritten bill) following the word "annum," insert the following: "and not less than Twenty-four Hundred (\$2400.00) dollars per annum"

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard offered the following amendment to House Bill No. 876:

In title, line 12 (typewritten bill) strike out the words: "shall file with its Clerk of the Circuit Court each year a sworn copy of his personal Federal income tax return".

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard offered the following amendment to House Bill No. 876:

In section 5, (typewritten bill): strike all of Section 5.

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard offered the following amendment to House Bill No. 876:

In title, line 3 (typewritten bill) strike out the words: "of more than 155,000 and not less than 240,000" and insert in lieu thereof the following: "of not less than 155,000 and not more than 240,000".

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard moved that the rules be further waived and House Bill No. 876, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 876, as amended, was read the third time in full.

Upon the passage of House Bill No. 876, as amended, the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 876 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 872, out of its order.

Which was agreed to.

H. B. No. 872—A bill to be entitled An Act repealing Chapter 20656, Laws of Florida, Acts of 1941, fixing salary of judges of juvenile courts in counties of this State having a population of not less than 100,000 and not more than 200,000 inhabitants according to the last preceding state or Federal census, insofar as said chapter applies to or affects counties of this State having a population of not less than 130,000 and not more than 170,000 inhabitants according to the most recent official census.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 872 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 872 was read the second time by title only.

Senator Baynard offered the following amendment to House Bill No. 872:

In Title, line 10, (typewritten bill) between the words "official" and "census" insert the word: "federal".

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard also offered the following amendment to House Bill No. 872:

In Section 1, line 6, (typewritten bill) between the words "official" and "census" insert the word: "Federal".

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard moved that the rules be further waived and House Bill No. 872, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 872, as amended, was read the third time in full.

Upon the passage of House Bill No. 872, as amended, the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 872 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 616, out of its order.

Which was agreed to.

H. B. No. 616—A bill to be entitled An Act repealing Chapter 22718, Laws of Florida, Acts of 1945, relating to transfer of funds or surplus funds by boards of county commissioners in counties having a population of not less than one hundred fifty thousand (150,000) inhabitants according to the last preceding State or Federal census, insofar as same affects or relates to counties having a population of less than one hundred seventy thousand (170,000) inhabitants according to the last official census.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 616 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 616 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 616 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 616 was read the third time in full.

Upon the passage of House Bill No. 616 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 616 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 875, out of its order.

Which was agreed to.

H. B. No. 875—A bill to be entitled An Act repealing Chapter 21090, Laws of Florida, Acts of 1941 empowering all counties having a population of not less than 100,000 and not more than 200,000 according to the last preceding Federal census, to levy a two (2) mill tax for acquisition and improvement of

roads, insofar as said Chapter relates to or affects counties of this state having a population of not less than 130,000 and not more than 170,000 inhabitants according to the most recent official census.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 875 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 875 was read the second time by title only.

Senator Baynard offered the following amendment to House Bill No. 875:

In Title, line 10 (typewritten bill) between the words "official" and "census" insert the words: "Federal"

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard also offered the following amendment to House Bill No. 875:

In Section 1, line 5, (typewritten bill) between the words "official" and "census" insert the words: "Federal"

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard moved that the rules be further waived and House Bill No. 875, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 875, as amended, was read the third time in full.

Upon the passage of House Bill No. 875, as amended, the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 875 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 477, out of its order.

Which was agreed to.

H. B. No. 477—A bill to be entitled An Act amending Chapter 24286 Laws of Florida, Acts of 1947 relating to fees of examining committee in sanity cases in counties having a population of over 150,000 inhabitants according to the last Federal census, by making said Chapter hereafter applicable only to counties of this State having a population of over 170,000 inhabitants according to the most recent census.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 477 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 477 was read the second time by title only.

Senator Baynard offered the following amendment to House Bill No. 477:

In title, line 8 (typewritten bill): between the words "recent" and "census" insert the following words: "official Federal"

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard offered the following amendment to House Bill No. 477:

In section 1, line 7 (typewritten bill): between the words "official" and "census" insert the word: "Federal".

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard moved that the rules be further waived and House Bill No. 477, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 477, as amended, was read the third time in full.

Upon the passage of House Bill No. 477, as amended, the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 477 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 614, out of its order.

Which was agreed to.

H. B. No. 614—A bill to be entitled An Act amending Chapter 20618, Laws of Florida, Acts of 1941, applying to certain counties and relating to county relief and welfare, defining county relief and welfare, prescribing the rights, duties and powers of the respective Boards of County Commissioners in such counties and authorizing an ad valorem tax to be levied therefor, by making said chapter applicable only to counties of this state having a population of not less than 130,000 and not more than 170,000 inhabitants according to the most recent official census.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 614 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 614 was read the second time by title only.

Senator Baynard offered the following amendment to House Bill No. 614:

In Section 1, (typewritten bill) Strike the period at the end of Section 1 and insert in lieu thereof the following: ; provided that nothing herein contained shall impair or affect the rights, duties and responsibilities of the County Welfare Board and the Juvenile Welfare Board where such boards exist in counties affected by this law. As to all matters which are under the jurisdiction and control of the County Welfare Board or the Juvenile Welfare Board, where such boards exist, the County Commissioners in such counties shall have no authority, right, control or disposition.

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard moved that the rules be further waived and House Bill No. 614, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 614, as amended, was read the third time in full.

Upon the passage of House Bill No. 614, as amended, the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 614 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 948, out of its order.

Which was agreed to.

H. B. No. 948—A bill to be entitled An Act to amend Section 10 of Chapter 10393, Acts of 1925, relating to a supplemental, additional and alternative method of making local improvements of the City of Clearwater, Florida, and providing for special assessments for the cost thereof; authorizing the issuance and sale of bonds of such municipality and setting effective date.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 948 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 948 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 948 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 948 was read the third time in full.

Upon the passage of House Bill No. 948 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 948 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 950, out of its order.

Which was agreed to.

H. B. No. 950—A bill to be entitled An Act to authorize and empower the City of Clearwater, Pinellas County, Florida, to appoint a city prosecutor; to prescribe the duties, qualifications and term of office of said city prosecutor; providing for his compensation; and setting effective date.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 950 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 950 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 950 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 950 was read the third time in full.

Upon the passage of House Bill No. 950 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 950 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 947, out of its order.

Which was agreed to.

H. B. No. 947—A bill to be entitled An Act to amend Chapter 9170, Acts of 1923, relating to the charter of the City of Clearwater, Pinellas County, Florida, a municipal corporation, by adding an additional Section 10A thereto; authorizing the city to regulate subdivisions as to the amount, kind, type and specifications of public improvements; providing for referendum.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 947 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 947 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 947 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 947 was read the third time in full.

Upon the passage of House Bill No. 947 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 947 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 949, out of its order.

Which was agreed to.

H. B. No. 949—A bill to be entitled An Act to amend Sections 51 to 76 inclusive of the municipal charter of the City of Clearwater, Pinellas County, Florida, being Chapter 9710, Acts of 1923, and to further amend said Chapter 9710 by adding thereto Section 76A relating to the city clerk and the city treasurer; providing for their powers and duties; and providing for referendum.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 949 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 949 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 949 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 949 was read the third time in full.

Upon the passage of House Bill No. 949 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 949 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 865, out of its order.

Which was agreed to.

H. B. No. 865—A bill to be entitled An Act repealing Chapter 21089, Laws of Florida, Acts of 1941, relating to levy of an eight (8) mill tax for welfare purposes by counties of this State having a population of not less than 100,000 and not more than 200,000 according to the last preceding Federal census, insofar as said Chapter relates to or affects counties of this State having a population of not less than 130,000 and not more than 170,000 inhabitants according to the most recent official census.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 865 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 865 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 865 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 865 was read the third time in full.

Upon the passage of House Bill No. 865 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 865 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 1068, out of its order.

Which was agreed to.

H. B. No. 1068—A bill to be entitled An Act repealing Chapter 19352, Laws of Florida, Acts of 1939, as amended by Chapter 20657, Laws of Florida, Acts of 1941, relating to salaries of Judges of Juvenile Court in counties of this State having a population of not less than 100,000 and not more than 170,000 according to the last preceding State or Federal census, insofar as said chapter applies to or affects counties of this State having a population of not less than 130,000 and not more than 170,000 inhabitants according to the most recent official census.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 1068 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1068 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 1068 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1068 was read the third time in full.

Upon the passage of House Bill No. 1068 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 1068 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 1069, out of its order.

Which was agreed to.

H. B. No. 1069—A bill to be entitled An Act relating to Chapter 16,871, Laws of Florida, Acts of 1935, relating to fixing the fee of the Clerk of the Circuit Court for recording instrument in the public record, using photographic process of recording and fixing fee of said clerk for certified copies of recorded instrument; applicable to counties of this State



having a population of more than one hundred forty thousand (140,000) according to the last preceding State or Federal Census by repealing said Chapter 16,871, Laws of Florida, Acts of 1935, insofar as it applies to or affects counties of this State having a population of not less than one hundred thirty thousand (130,000) nor more than one hundred seventy thousand (170,000) inhabitants according to the most recent official census; and setting effective date.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 1069 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1069 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 1069 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1069 was read the third time in full.

Upon the passage of House Bill No. 1069 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 1069 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 1024, out of its order.

Which was agreed to.

H. B. No. 1024—A bill to be entitled An Act repealing Chapter 19,628, Laws of Florida, Acts of 1939, authorizing the County Commissioners of certain counties to purchase sets of compiled General Laws of Florida 1927 for legal aid society use, insofar as said chapter applies to or affects counties of this State having a population of not less than 130,000 and not more than 170,000 inhabitants according to the most recent official census.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 1024 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1024 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 1024 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1024 was read the third time in full.

Upon the passage of House Bill No. 1024 the roll was called and the vote was:

Yeas—37.

Mr. President	Boyle	Collins	Gautier (28th)
Ayers	Brackin	Crary	Gautier (13th)
Baker	Branch	Davis	Johns
Baynard	Carroll	Dayton	Johnson
Beall	Clarke	Franklin	Johnston

King	Morrow	Rogells	Tucker
Leaird	Pearce	Sanchez	Wright
Lewis	Pope	Shands	
Lindler	Ripley	Shivers	
Moore	Rodgers	Smith	

Nays—None.

So House Bill No. 1024 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 921, out of its order.

Which was agreed to.

H. B. No. 921—A bill to be entitled An Act repealing Chapter 18396, Laws of Florida, Acts of 1937 as amended, relating to office of chief traffic officer and deputy traffic officers in counties of this state having a population of more than 100,000 by the last preceding state or federal census, insofar as said chapter as amended applies to or affects counties of this state having a population of not less than 130,000 and not more than 170,000 inhabitants according to the most recent official census.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 921 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 921 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 921 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 921 was read the third time in full.

Upon the passage of House Bill No. 921 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 921 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 976, out of its order.

Which was agreed to.

H. B. No. 976—A bill to be entitled An Act repealing Chapter 19388, Laws of Florida, Acts of 1939, providing for employment of assistant county solicitors and stenographers for Criminal Court of Record and providing for supplies and expenses for county solicitor; applying to certain counties only, insofar as said chapter applies to or affects counties of this state having a population of not less than 130,000 and not more than 170,000 inhabitants according to the most recent official census.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 976 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 976 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 976 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 976 was read the third time in full.

Upon the passage of House Bill No. 976 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 976 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 917, out of its order.

Which was agreed to.

H. B. No. 917—A bill to be entitled An Act repealing Chapter 18368, Laws of Florida, Acts of 1937, relating to foreclosure of tax sale certificates and tax deeds in counties of this State having a population of not less than 100,000 and not more than 170,000 inhabitants according to the last preceding State census, insofar as said chapter applies to or affects counties of this State having a population of not less than 130,000 and not more than 170,000 inhabitants, according to the most recent official census.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 917 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 917 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 917 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 917 was read the third time in full.

Upon the passage of House Bill No. 917 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 917 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 920, out of its order.

Which was agreed to.

H. B. No. 920—A bill to be entitled An Act repealing Chapter 19547 Laws of Florida, Acts of 1939, relating to re-registration of voters; opening and closing of registration books; method of creating new election districts; deputy supervisor of registration; applicable only to certain counties insofar as said chapter applies to or affects counties of this State having a population of not less than 130,000 and not more than 170,000 inhabitants according to the most recent official census.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 920 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 920 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 920 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 920 was read the third time in full.

Upon the passage of House Bill No. 920 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 920 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 919, out of its order.

Which was agreed to.

H. B. No. 919—A bill to be entitled An Act repealing Chapter 19387 Laws of Florida Acts of 1939 empowering the boards of county commissioners of counties of this State having a population of not less than 100,000 and not more than 170,000 according to the last State or Federal census, to employ a county medical director and surgeon and prescribing his compensation and duties, insofar as said chapter applies to or affects counties of this State having a population of not less than 130,000 and not more than 170,000 inhabitants according to the most recent official census.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 919 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 919 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 919 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 919 was read the third time in full.

Upon the passage of House Bill No. 919 the roll was called and the vote was:

## Yeas—37

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

## Nays—None.

So House Bill No. 919 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 975, out of its order.

Which was agreed to.

H. B. No. 975—A bill to be entitled An Act repealing Chapter 19646 Laws of Florida, Acts of 1939, authorizing county commissioners of certain counties to advertise horticultural, agricultural and other interests and levy a tax therefor, insofar as said chapter applies to or affects counties of this State having a population of not less than 130,000 nor more than 170,000 inhabitants according to the latest official census.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 975 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 975 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 975 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 975 was read the third time in full.

Upon the passage of House Bill No. 975 the roll was called and the vote was:

## Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

## Nays—None.

So House Bill No. 975 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 874, out of its order.

Which was agreed to.

H. B. No. 874—A bill to be entitled An Act repealing Chapter 20456, Laws of Florida, Acts of 1941, relating to salaries of Circuit Judges secretaries in all counties of this State having a population of not less than 100,000 and not more than 200,000 according to the latest official census.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 874 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 874 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 874 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 874 was read the third time in full.

Upon the passage of House Bill No. 874 the roll was called and the vote was:

## Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

## Nays—None.

So House Bill No. 874 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 696, out of its order.

Which was agreed to.

H. B. No. 696—A bill to be entitled An Act repealing Chapter 22937, Laws of Florida, Acts of 1945, relating to compensation and expenses of members of Boards of Public Instruction in all counties of the State having a population of not less than 100,000 and not more than 200,000 inhabitants according to the last Federal census.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 696 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 696 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 696 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 696 was read the third time in full.

Upon the passage of House Bill No. 696 the roll was called and the vote was:

## Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

## Nays—None.

So House Bill No. 696 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 1360, out of its order.

Which was agreed to.

H. B. No. 1360—A bill to be entitled An Act repealing Chap-

ter 16929, Acts of 1935, relating to compensation of Clerk of Circuit Court, Sheriff, Tax Collector, Tax Assessor, County Judge, Superintendent of Public Instruction and Clerk of the Civil and Criminal Court of Record in all counties having a population of 150,000 or more according to the last census insofar as said chapter relates to or affects counties of this State having a population of not less than 130,000 and not more than 170,000 inhabitants according to the latest official census.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 1360 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1360 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 1360 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1360 was read the third time in full.

Upon the passage of House Bill No. 1360 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 1360 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 1290, out of its order.

Which was agreed to.

H. B. No. 1290—A bill to be entitled An Act relating to Chapter 17,831, Laws of Florida, Acts of 1937, authorizing the county commissioners, within their discretion, to purchase and operate automobiles as property of the county, for use of said commissioners in the actual performance of their official duties, and to provide in the budgets for the purchase, replacement and operation of such automobiles; applicable to counties of this State having a population of not less than one hundred thousand (100,000) and not more than one hundred seventy-five thousand (175,000) inhabitants according to the last preceding state census by repealing said Chapter 17,831, Laws of Florida, Acts of 1937, insofar as it applies to or affects counties of this State having a population of not less than one hundred thirty thousand (130,000) nor more than one hundred seventy thousand (170,000) inhabitants according to the most recent official census; and setting effective date.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 1290 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1290 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 1290 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1290 was read the third time in full.

Upon the passage of House Bill No. 1290 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 1290 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 1284, out of its order.

Which was agreed to.

H. B. No. 1284—A bill to be entitled An Act relating to Chapter 17,830, Laws of Florida, Acts of 1937, authorizing the county commissioners to condemn buildings, residences and other structures which are obsolete and become dangerous to the public; sell or destroy same; provide for notice to property owner of investigation which shall be made by said county commissioners with reference thereto; manner of investigation and method for carrying out the findings of such investigation; providing penalties and method of appeal incident thereto; applicable to counties in this State having a population of not less than one hundred thousand (100,000) nor more than one hundred seventy thousand (170,000) inhabitants according to the last preceding State census by repealing said Chapter 17,830, Laws of Florida, Acts of 1937, insofar as it applies to or affects counties of this State having a population of not less than one hundred thirty thousand (130,000) nor more than one hundred seventy thousand (170,000) inhabitants according to the most recent official census; and setting effective date.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 1284 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1284 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 1284 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1284 was read the third time in full.

Upon the passage of House Bill No. 1284 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 1284 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 1288, out of its order.

Which was agreed to.

**H. B. No. 1288**—A bill to be entitled An Act to repeal Chapter 10300, Acts of 1925, relating to use of photographic process by the Clerk of the Circuit Court in recording instruments in all counties over 100,000 population wherein more than two circuit judges reside, insofar as said Act affects counties in the State having a population of not less than 130,000 nor more than 170,000 according to the latest official census.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 1288 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1288 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 1288 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1288 was read the third time in full.

Upon the passage of House Bill No. 1288 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 1288 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 951, out of its order.

Which was agreed to.

**H. B. No. 951**—A bill to be entitled An Act declaring certain bodies of water within the City of Clearwater, Florida, to be salt water; prohibiting the use of nets or seines, excepting hand cast nets, for the purpose of taking fish within said bodies of water; and providing for referendum.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 951 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 951 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 951 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 951 was read the third time in full.

Upon the passage of House Bill No. 951 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 951 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 1240, out of its order.

Which was agreed to.

**H. B. No. 1240**—A bill to be entitled An Act to repeal Chapter 10141, Acts of 1925, "creating the office of Traffic Officer in counties of not less than 130,000 according to the last preceding census," insofar as said Act affects counties of the state having a population of not less than 130,000 nor more than 170,000 according to the last official census.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 1240 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1240 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 1240 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1240 was read the third time in full.

Upon the passage of House Bill No. 1240 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 1240 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 977, out of its order.

Which was agreed to.

**H. B. No. 977**—A bill to be entitled An Act repealing Chapter 20998, Laws of Florida, Acts of 1941, as amended by Chapter 21737, Laws of Florida, Acts of 1943, Chapter 22548, Laws of Florida, Acts of 1945, Chapter 22906, Laws of Florida, Acts of 1945, and Chapter 23733, Laws of Florida, Acts of 1947, relating to employment of stenographers for county solicitors for Criminal Courts of Record and payment of rent and expenses of such solicitors in all counties of this state having a population of not less than 125,000 and not more than 200,000 according to the last preceding Federal census, insofar as said chapter and amendments applies to or affects counties of this state with a population of not less than 130,000 and not more than 170,000 according to the most recent official census.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 977 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 977 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 977 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 977 was read the third time in full.

Upon the passage of House Bill No. 977 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 977 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 1219, out of its order.

Which was agreed to.

H. B. No. 1219—A bill to be entitled An Act repealing Chapter 10060, Acts of 1925, authorizing county commissioners in counties of 130,000 or more according to the latest State census to enter into contracts for collection of estreated bonds, insofar as said chapter relates to or affects counties of this State having a population of not less than 130,000 and not more than 170,000 according to the latest official census.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 1219 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1219 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 1219 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1219 was read the third time in full.

Upon the passage of House Bill No. 1219 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 1219 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 1220, out of its order.

Which was agreed to.

H. B. No. 1220—A bill to be entitled An Act repealing Chapter 10063, Acts 1925, authorizing the county commissioners to enter into contracts with lawyers for collection of delinquent personal property taxes in all counties in this State having a population of not less than 130,000 inhabitants according to

the latest official census, insofar as said chapter relates to or affects counties of this State having a population of not less than 130,000 and not more than 170,000 according to the latest official census.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 1220 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1220 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 1220 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1220 was read the third time in full.

Upon the passage of House Bill No. 1220 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 1220 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 1239, out of its order.

Which was agreed to.

H. B. No. 1239—A bill to be entitled An Act to repeal Chapter 16921, Laws of Florida, Acts of 1935, as amended by Chapter 17852, Laws of Florida, Acts of 1937, fixing the compensation of the Clerk of the Circuit Court, Sheriff, Tax Collector, Tax Assessor, County Judge, Superintendent of Public Instruction, Clerk of the Civil and Criminal Courts of Record applicable to certain counties only, insofar as said chapters apply to or affect counties of this State having a population of not less than 130,000 and not more than 170,000 inhabitants according to the most recent official census.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 1239 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1239 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 1239 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1239 was read the third time in full.

Upon the passage of House Bill No. 1239 the roll was called and the vote was:

Yeas—37.

Mr. President	Brackin	Davis	Johnson
Ayers	Branch	Dayton	Johnston
Baker	Carroll	Franklin	King
Baynard	Clarke	Gautier (28th)	Leaird
Beall	Collins	Gautier (13th)	Lewis
Boyle	Crary	Johns	Lindler

Moore	Ripley	Shands	Wright
Morrow	Rodgers	Shivers	
Pearce	Rogells	Smith	
Pope	Sanchez	Tucker	

Nays—None.

So House Bill No. 1239 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 3, out of its order.

Which was agreed to.

H. B. No. 3—A bill to be entitled An Act authorizing and directing the Board of County Commissioners of all counties in the State having a population of not less than one hundred thirty thousand (130,000) and not more than two hundred thousand (200,000) according to the last official census to appoint and employ a county medical examiner; to fix the term of his employment and his compensation; to provide said medical examiner shall be empowered to investigate deaths of persons resulting from criminal violations, by casualties, by suicide, suddenly when in apparent good health, when not attended by a physician, in prison or in any suspicious or unusual manner; to make investigation or examination, when called upon by the State Attorney of said judicial circuit in respect to any female person allegedly raped; to provide the county medical examiner shall make a report of all investigations and examinations and otherwise to prescribe the powers and duties of such county medical examiners; to provide for assistant examiners; to provide for autopsies; and requiring such medical examiner to appear and testify at Coroner's inquests when required.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 3 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 3 was read the second time by title only.

Senator Baynard offered the following amendment to House Bill No. 3:

In Title, line 6, (typewritten bill) between the words "official" and "census" insert the word: "Federal".

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard offered the following amendment to House Bill No. 3:

In Title, line 11 (typewritten bill) strike out the word: "violation" and insert in lieu thereof the following: "violence".

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard offered the following amendment to House Bill No. 3:

In Section 1, line 5, (typewritten bill) Between the words "official" and "census" insert the word: "Federal".

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard offered the following amendment to House Bill No. 3:

In Section 1, (typewritten bill) Strike lines 10 and 11 and insert in lieu thereof the following: "handled with additional compensation of seventy-five (\$75.00) dollars, when an autopsy is authorized by the State Attorney. Provided,"

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard offered the following amendment to House Bill No. 3:

In Section 1, (typewritten bill) Strike lines 12, 13, 14 and 15 and insert in lieu thereof the following: "however, in the event such medical examiner is not certified or eligible for certification by the American Board of Pathology, he shall not have the authority to perform an autopsy, but shall designate a pathologist who is certified or eligible for certification by the American Board of Pathology to perform said autopsy, and the pathologist performing same shall receive the fee for performing said autopsy as herein provided."

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard offered the following amendment to House Bill No. 3:

In Section 2, line 3 (typewritten bill) strike out the word: "less" and insert in lieu thereof the following: "more".

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard offered the following amendment to House Bill No. 3:

In Section 2, lines 6 and 7, (typewritten bill) strike out the words: "one of whom shall be a skilled, qualified and competent pathologist,"

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard offered the following amendment to House Bill No. 3:

In Section 2, (typewritten bill), at the end of the section, strike the period and insert in lieu thereof the following: "provided, however, that if an assistant county medical examiner is a certified pathologist or eligible for certification by the American Board of Pathology, then said assistant county medical examiner shall be paid directly for all properly authorized autopsies performed by him."

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard offered the following amendment to House Bill No. 3:

In Section 2, line 26 (typewritten bill) strike out the word: "and" and insert in lieu thereof the following: "or one of".

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard offered the following amendment to House Bill No. 3:

In Section 3, line 9 (typewritten bill): strike the word: "requested" and insert in lieu thereof the following: "authorized".

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard offered the following amendment to House Bill No. 3:

In Section 4, line 2 (typewritten bill), strike the comma and insert in lieu thereof the following: "or".

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard offered the following amendment to House Bill No. 3:

In Section 4, line 5 (typewritten bill): Strike the comma following the word "officer" and insert in lieu thereof the following: "or".

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard offered the following amendment to House Bill No. 3:



In Section 5, lines 6 and 7 (typewritten bill) strike out the words: "said county medical examiner or in the opinion of"

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard offered the following amendment to House Bill No. 3:

In Section 5, line 10 (typewritten bill) After the comma, insert the following: "provided, however, that said autopsy shall not be performed by anyone other than a certified pathologist or one eligible for certification by the American Board of Pathology,"

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard offered the following amendment to House Bill No. 3:

In Section 5, line 18 (typewritten bill) strike out the word: "doctor" and insert in lieu thereof the following "pathologist".

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard offered the following amendment to House Bill No. 3:

In Section 7, lines 7 and 8 (typewritten bill) strike out the words: "or any law enforcement officer assigned to and working on said case or complaint" and insert in lieu thereof the following: "or the sheriff of said county"

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard offered the following amendment to House Bill No. 3:

In Section 8, line 1 (typewritten bill) After the word "examiner" insert the following: "without consent and approval of the State Attorney"

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard offered the following amendment to House Bill No. 3:

Following Section 10, add a new section to be known as Section 11, renumbering remaining sections.

"Section 11. In the event the medical examiner appointed hereunder is a certified pathologist or eligible for certification by the American Board of Pathology, then and in that event the fees paid to him for the duties prescribed hereunder, including autopsies, shall not exceed \$15,000 annually. In the event the fees paid reach said figure, he shall become a full-time, permanent employee and devote the remainder of said year in performing the duties hereinabove set forth without further compensation. In the event the medical examiner is not a certified pathologist or eligible for certification by the American Board of Pathology, then and in that event the fees paid hereunder to a medical examiner, his assistants and a certified pathologist or one eligible for certification by the American Board of Pathology shall not exceed \$17,500 annually".

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard offered the following amendment to House Bill No. 3:

At the end of the title strike out the period, insert a semicolon and add the following: "and providing for a referendum election".

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard offered the following amendment to House Bill No. 3:

Immediately following Section 11 add a section to be designated as Section 11-A to read as follows:

"11-A. This Act shall not become effective until and unless the same is confirmed by a majority of the qualified voters of each county affected hereby voting at the next general election as provided by law. In the event of the ratification of this Act, the same shall become effective immediately upon the official determination of said ratification."

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard moved that the rules be further waived and House Bill No. 3, as amended, be read the third time in full and put upon its passage

Which was agreed to by a two-thirds vote.

And House Bill No. 3, as amended, was read the third time in full.

Upon the passage of House Bill No. 3, as amended, the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 3 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard moved that House Bills Nos. 787, 1377, 590, 152, 832 and 826 be indefinitely postponed.

Which was agreed to and House Bills Nos. 787, 1377, 590, 152, 832 and 826 were indefinitely postponed.

#### MOTION TO RECONSIDER

The motion made by Senator Rogells on May 25, 1951, to reconsider the vote by which House Bill No. 738, as amended, failed to pass the Senate on May 25, 1951, was taken up in its order.

H. B. No. 738—A bill to be entitled An Act to amend Chapter 17097, Laws of Florida, 1935, being Chapter 84, Florida Statutes, 1949, providing that the owner, as defined in Section 1 of said Act, shall make no payments under the direct contract as therein defined until he shall have received receipted bills for the labor or material performed or supplied on said contract, or a waiver of liens, and giving to subcontractors or materialmen, as defined in said chapter, a lien against the owner's right, title, or interest in the property on which labor is performed or to which materials are supplied, to the value thereof, and regardless of the indebtedness of the owner on the direct contract; dispensing with the necessity of cautionary notice; and repealing all laws in conflict herewith.

The President put the question: "Will the Senate reconsider the vote by which House Bill No. 738, as amended, failed to pass the Senate on May 25, 1951?"

A roll call was demanded.

Upon the adoption of the motion made by Senator Rogells the roll was called and the vote was:

Yeas—15.

Mr. President	Branch	Gautier (28th)	Morrow
Baker	Collins	Gautier (13th)	Rogells
Beall	Crary	Johns	Shands
Brackin	Franklin	Leaird	

Nays—20.

Ayers	Davis	Lewis	Sanchez
Baynard	Dayton	Moore	Shivers
Boyle	Johnson	Pearce	Smith
Carroll	Johnston	Pope	Tucker
Clarke	King	Ripley	Wright

So the motion failed of adoption.

#### EXPLANATION OF VOTE

The following Explanation of Vote was filed with the Secretary:

I voted favorable to this bill when it was last considered by the Senate thinking it would strengthen our lien laws and make it easier to secure performance bonds for contractors and make it easier to finance the construction of a building. It now appears to me that this bill would accomplish neither but would cause the owner greater hardships.

G. WARREN SANCHEZ,  
Senator, 17th District.

#### SPECIAL ORDER CALENDAR PURSUANT TO SENATE RULE 65

S. B. No. 925—A bill to be entitled An Act vesting power to collect excise tax imposed under the beverage law and cigarette tax law on licensed manufacturers, distributors and common carriers in the Comptroller of the State of Florida, and providing Comptroller with power to make rules and regulations, enter the premises of manufacturers, distributors and common carriers, employ auditors and other personnel to administer and enforce said excise tax law; providing for reports by certain licensees, common carriers and others of receipt and shipment of alcoholic beverages and cigarettes; providing that State beverage license fees be forwarded to Comptroller; providing that records, machinery, excise tax stamps used for excise tax stamp collection by beverage director be given Comptroller; providing Comptroller with power to collect such taxes by tax warrant and otherwise; providing that intent of Legislature is to only grant to Comptroller powers expressly set forth herein; providing Comptroller to furnish beverage director with information and evidence of law violations; providing that all laws and parts of laws in conflict herewith are hereby repealed; and providing for effective date of this Act.

Was taken up in its order.

Senator Shands moved that the rules be waived and Senate Bill No. 925 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 925 was read the second time by title only.

Senator Collins moved that the further consideration of Senate Bill No. 925 be informally passed until Wednesday, 12:00 o'clock, Noon, May 29, 1951, the bill retaining its place on the Special Order Calendar.

A roll call was demanded.

Upon adoption of the motion made by Senator Collins the roll was called and the vote was:

Yeas—11.

Collins	Johnston	Morrow	Tucker
Crary	Leaird	Shivers	Wright
Gautier (13th)	Moore	Smith	

Nays—23.

Mr. President	Carroll	Johnson	Ripley
Ayers	Clarke	King	Rodgers
Baker	Davis	Lewis	Rogells
Baynard	Dayton	Lindler	Sanchez
Brackin	Franklin	Pearce	Shands
Branch	Gautier (28th)	Pope	

So the motion failed of adoption.

Senators Leaird and Gautier (13th) offered the following amendment to Senate Bill No. 925:

Strike out everything after the enacting clause and insert in lieu thereof the following:

Section 1. There is hereby created an agency of the State of Florida to be known as the State Revenue Commission which shall be composed of the Governor of the State of Florida, who shall be its Chairman, the Comptroller of the State of Florida, who shall be Collector of Revenue, the Treasurer of the State of Florida, and the Attorney General of the State of Florida, who shall be its Attorney and legal advisor. Each of the above officers of the State of Florida shall serve as such members of the said commission without additional compensation. The said commission shall formulate its own rules of procedure, except that the said board shall meet not less than once each month and shall meet upon the call of the Chairman, or any two members shall keep full and complete minutes of all meetings; attendance of at least three members shall be necessary for a quorum at all meetings; and all decisions of the commission shall require the affirmative vote of three members present and voting.

Section 2. The Collector of Revenue shall, in accordance with the rules of the State Revenue Commission, appoint such deputies, assistants, heads of departments, auditors, accountants, clerks, typists, and other employees as may be necessary for the economical and efficient performance of the duties of the commission. In the selection of persons to fill positions in the original organization of employees of the commission reasonable preference shall be given to employees whose duties have been in connection with collection of state revenue in departments which are abolished by this Act.

Section 3. The State Revenue Commission is hereby charged with the authority and duty of collecting or supervising the collection of all revenue accruing to the State of Florida and all departments, bureaus, agencies and institutions thereof, from taxes, licenses, fees and all other imposts and from grants, donations, contributions, and any and all other sources whatsoever. The State Revenue Commission through its Executive Officer, the Collector of Revenue, shall collect the following specified revenues:

- Railroad and Telegraph License
- Occupational License
- Gasoline Dealers License
- Motor Vehicle Fuel Tax
- License and Inventory Tax
- Documentary Stamp Tax
- Utilities Tax
- Pullman Gross Receipts Tax
- Estates Tax
- Intangible Tax
- Sales and Use Tax
- Auto Transportation License Tax
- Gasoline Tax
- Gas and Oil Inspection Tax
- Auto Theft Fees
- Motor Vehicle License Tax
- Beverage Tax
- Cigarette Tax
- Racing Tax

The said State Revenue Commission may in its discretion authorize the collection of any other revenue coming to the State of Florida from any source whatsoever, through any state officer, department, board, bureau, commission, agency or institution, but all such collection by such department, board, bureau, commission, agency, or institution shall be under the direct supervision of the State Revenue Commission and in accordance with rules and regulations from time to time prescribed by the commission. It is further specifically provided that the State Revenue Commission may, in its discretion, authorize the collection of certain minor license taxes, or other imposts by county tax collector under the strict supervision, rules and regulations of the Commission, except as may be now or hereafter provided by law.

Section 4. The State Revenue Commission is hereby authorized to formulate such rules and regulations as may be necessary for the proper and efficient collection of the revenue of the State, except that such rules and regulations must be in strict conformity with the laws levying such taxes or other imposts.

Section 5. If any section, sub-section, sentence, clause, phrase or word of this Act is for any reason held or declared to be unconstitutional, inoperative, or void, such holding or

invalidity shall not affect the remaining portions of this Act and it shall be construed to have been the legislative intent to pass this Act without such unconstitutional, inoperative, or invalid part therein and the remainder of this Act, after the exclusion of such part or parts shall be deemed and held to be as valid as if such excluded parts had not been included therein.

Section 6. All laws and parts of laws in conflict with this Act are hereby repealed.

Section 7. This Act shall become effective at 12:01 A. M. on the first day of July, 1953.

Pending consideration of the amendment offered by Senators Leaird and Gautier (13th) to Senate Bill No. 925, Senator Collins offered the following amendment to the amendment offered by Senators Leaird and Gautier (13th) to Senate Bill No. 925:

At the end of Section 1 add the following as a part of said section: "The State Revenue Commission shall employ a collector of Revenue, who shall furnish bond in an amount provided by the Commission and shall serve until his successor is selected and qualified. The salary of the Collector of Revenue shall be fixed by the Commission except as it may hereafter be provided by law. The Collector of Revenue shall be in direct charge and responsible for carrying out the authority and duties of the Commission, subject to the rules and direction of the Commission".

Senator Collins moved the adoption of the amendment to the amendment.

Which was agreed to and the amendment to the amendment was adopted.

Pending further consideration of the amendment, as amended, offered by Senators Leaird and Gauthier (13th) to Senate Bill No. 925, Senator Collins also offered the following amendment to the amendment offered by Senators Leaird and Gautier (13th) to Senate Bill No. 925:

In Section 1, (typewritten bill) strike out the words "Collector of Revenue" and insert in lieu thereof the following: "Secretary".

Senator Collins moved the adoption of the amendment to the amendment.

Which was agreed to and the amendment to the amendment was adopted.

Pending further consideration of the amendment, as amended, offered by Senators Leaird and Gauthier (13th) to Senate Bill No. 925, Senator Johnson offered the following amendment to the amendment offered by Senators Leaird and Gautier (13th) to Senate Bill No. 925:

In Section 3, line 24 of the amendment, strike out the words "motor vehicle license tax".

Senator Johnson moved the adoption of the amendment to the amendment.

Which was not agreed to so the amendment to the amendment failed of adoption.

Pending further consideration of the amendment, as amended, offered by Senators Leaird and Gauthier (13th) to Senate Bill No. 925, Senator Moore offered the following amendment to the amendment offered by Senators Leaird and Gautier (13th) to Senate Bill No. 925:

Add a section to be designated as:

"The President of the Senate shall appoint two members of the Florida Senate and the Speaker of the House of Representatives shall appoint one member of the House of Representatives of Florida, as a Committee of the Florida Legislature to survey and study the effect of this Act upon the various boards and agencies and upon the economy of the State of Florida, which committee is authorized to co-operate with and inquire into the affairs of the boards and agencies hereby affected, to make such study of the laws of this or other states, and to make recommendations for amendments to this law to the 1953 Legislature. The reasonable expenses of said committee for travel, per diem, legal and other personnel shall

be paid by the Comptroller upon the proper requisition of the Chairman of the Committee upon approval of the Governor, and the Comptroller shall charge said expenses so paid by him pro rata among the boards and agencies affected hereby

Pending consideration of the amendment offered by Senator Moore to the amendment, as amended, offered by Senators Leaird and Gautier (13th) to Senate Bill No. 925 the hour of adjournment having arrived, a point of order was called and the Senate took a recess at 1:00 o'clock P.M., until 3:00 o'clock P.M., this day.

## AFTERNOON SESSION

The Senate reconvened at 3:00 o'clock P.M., pursuant to recess order.

The President in the chair.

The roll was called and the following Senators answered to their names:

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

—37.

A quorum present.

By permission the following Reports of Committees were received:

## REPORTS OF COMMITTEES

Senator Ripley, Chairman of the Committee on Judiciary "C", reported that the Committee had carefully considered the following Bill:

S. B. No. 1096—A bill to be entitled An Act amending Section 511.44, Florida Statutes of 1949, relating to hotels, inns, and apartment houses.

—and recommends that it do pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Morrow, Chairman of the Committee on Drainage and Water Conservation, reported that the Committee had carefully considered the following Bill:

S. B. No. 1112—A bill to be entitled An Act to protect and control the artesian waters of the State of Florida and to provide a penalty for the violation of said Act.

—and recommends that it do pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Gautier (28th), Chairman of the Committee on Pensions and Claims, reported that the Committee had carefully considered the following Bill:

S. B. No. 1024—A bill to be entitled An Act for the relief of the estate of Roy S. Gaskin, former county judge of Calhoun County, Florida.

—and recommends that it do pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Boyle, Chairman of the Committee on Alcoholic Beverages, reported that the Committee had carefully considered the following Bill:

S. B. No. 998—A bill to be entitled An Act amending Section 561.32 Florida Statutes, 1941, as amended by Section (4) Chapter 23746, Laws of 1947 and Section (12) Chapter 25359, Laws of 1949, also known as Section 561.32, Florida Statutes, 1949, relating to the transfer of beverage licenses upon a bona fide sale of the business licensed; an application for the trans-

fer of such license and procedure; providing for license transfer fees to be paid the State of Florida at time transfer license issued by tax collector; providing for repeal of laws in conflict and effective date of this Act.

—and recommends that it do pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Pearce, Chairman of the Committee on Game and Fisheries, reported that the Committee had carefully considered the following Bill:

Committee Substitute for H. B. No. 180—A bill to be entitled An Act providing for acquisition of an easement for ingress and egress to certain lakes and bodies of fresh water by the Game and Fresh water Fish Commission, and providing effective date.

—and recommends that it do pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Pearce, Chairman of the Committee on Game and Fisheries, reported that the Committee had carefully considered the following Bills:

H. B. No. 534—A bill to be entitled An Act to amend Section 374.41, Florida Statutes, relating to salt water fish; providing for seizure and sale of boats and vessels used in violation of the closed season on mullet; by making provision for seizure and sale of vehicles transporting mullet during such closed season and for disposition of the cargo of such seized vessel or vehicle.

H. B. No. 878—A bill to be entitled An Act allowing the Game and Fresh Water Fish Commission of the State of Florida to trade, barter, sell, or exchange all lands now under their jurisdiction and control in Gulf County, Florida, that are not being used by the said Game and Fresh Water Fish Commission for conservation purposes.

H. B. No. 966—A bill to be entitled An Act to prohibit the taking of any fish from a designated part of Phillippi Creek in Sarasota County, Florida, with any seine, haul seine, purse seine, stop net, drag net, gill net, pocket net, cast net, or any other kind of seine or net; providing for the enforcement of this Act; and providing penalties for the violation hereof.

H. B. No. 1365—A bill to be entitled An Act allowing the Game and Fresh Water Fish Commission of the State of Florida to trade, barter, sell or exchange all lands now under their jurisdiction and control in Lake and Marion counties, Florida, that are not being used by the said Game and Fresh Water Fish Commission for conservation purposes.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Gautier (28th), Chairman of the Committee on Pensions and Claims, reported that the Committee had carefully considered the following Bills:

H. B. No. 1418—A bill to be entitled An Act to allow certain county officials and employees to participate in the county officers and employees retirement system and claim credit for prior service and providing method of contributions.

H. B. No. 1346—A bill to be entitled An Act for the relief of the Estate of Roy S. Gaskin, Former County Judge of Calhoun County, Florida.

H. B. No. 1125—A bill to be entitled An Act for the relief of Rudy Gaskin, and providing an appropriation for damages sustained by reason of the accidental burning of five acres of cultivated pasture, and providing for the payment of same.

Committee Substitute for H. B. No. 83—A bill to be entitled An Act for the relief of John E. Black, and Pearl Black, and making an appropriation to compensate them for their mental pain and suffering occasioned by the death of their son, Eddie Albert Black, at the Florida Industrial School for Boys, and also for their loss of his love, companionship and financial assistance.

H. B. No. 600—A bill to be entitled An Act for the relief of Mrs Alma Stark for the death of her husband, Duvel Valey Stark.

H. B. No. 802—A bill to be entitled An Act for the relief of Mrs. J. M. Brown, Mrs. H. F. Powers and Mrs. W. M. Brown for injuries resulting from an accident wherein the automobile in which said parties were riding collided with a Farmall Tractor belonging to the Florida Forest Service, and providing from what funds payment shall be made.

H. B. No. 843—A bill to be entitled An Act for the relief of Cleve Johnson.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Johnson, Chairman of the Committee on Agriculture and Livestock, reported that the Committee had carefully considered the following Bill:

H. B. No. 431—A bill to be entitled An Act to establish a poultry disease diagnostic clinic at Bristol, Liberty County, Florida, to be operated by the College of Agriculture of the University of Florida and making an appropriation therefor.

—and recommends that it do pass.

And the Bill contained in the preceding report was referred to the Committee on Appropriations under the original joint reference.

Senator Johnston, Chairman of the Committee on Labor and Industry, reported that the Committee had carefully considered the following Bills:

H. B. No. 406—A bill to be entitled An Act amending Section 526.01, Florida Statutes, relating to the sale of liquid fuel, by providing for labeling of previously used reclaimed, refined, or reconditioned lubricating oils, lubricants or mixtures thereof.

H. B. No. 356—A bill to be entitled An Act to provide that the provisions of Chapter 23795, Laws of Florida, 1947, entitled, "An Act amending Section 167.62 and 167.63 Florida Statutes, 1941, by providing that firemen of cities or towns with a population of fifteen thousand (15,000) or more shall not be required to remain on duty more than one hundred and forty-four (144) hours in any two calendar weeks, nor more than twenty-four (24) hours per day on alternate days, except during a fire emergency, and providing that the shifts shall be alternated to avoid discrimination against the members of either shift; and providing for certain exceptions," and being Section 167.631 Florida Statutes, 1949, shall in all respects apply in municipalities accepting the provisions thereof, and requiring each municipality to which said Chapter 23795 does not apply to conduct a referendum of the electors for acceptance or rejection of said Chapter 23795 at the next general municipal election, after filing of certain petition.

H. B. No. 518—A bill to be entitled An Act to amend Subsection (2) of Section 440.44, Florida Statutes 1949, relating to the industrial commission; per diem and expense allowance of the members of the Industrial Commission under the Florida Workmen's Compensation Act.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Branch, Chairman of the Committee on Judiciary "A", reported that the Committee had carefully considered the following Bill:

H. B. No. 1015—A bill to be entitled An Act defining the practice of law and making it unlawful for those to engage in the practice of law other than those persons who are duly licensed attorneys under the laws of the State of Florida and the rules of the Supreme Court of the State of Florida, and providing certain penalties for the violation of this Act.

—and recommends that it do pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Ripley, Chairman of the Committee on Judiciary

"C", reported that the Committee had carefully considered the following Bill:

H. B. No. 632—A bill to be entitled An Act to define theft by privately stealing from the person of another, and to provide a punishment therefor.

—and recommends that it do pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Wright, Chairman of the Committee on Population, reported that the Committee had carefully considered the following Bill:

H. B. No. 1175—A bill to be entitled An Act providing the date upon which Statutes and Acts of the Legislature, based upon population shall become effective as to counties, municipalities, and other subdivisions of the State coming within their purview subsequent to enactment.

—and recommends that it do pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

#### ENGROSSING REPORTS

Your Engrossing Clerk to whom was referred, with House amendments, for engrossing—

S. B. No. 13—A bill to be entitled An Act relating to hotels, apartment houses and rooming houses; defining said terms for the purposes hereof; authorizing the hotel commissioner to suspend or revoke the license issued by him for any hotel, apartment house or rooming house when the owner, lessee, manager or any other person in charge, control or management thereof, knowingly lets, leases or gives space or concession for gambling therein or in or upon any premises which are used in connection therewith and are under the same management; prescribing the proceedings for such suspension or revocation and for the review of such proceedings; and prescribing the effective date hereof.

—begs leave to report that the House amendments have been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,  
ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Engrossing Clerk.

And Senate Bill No. 13, contained in the above report was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Your Engrossing Clerk to whom was referred, with House amendment, for engrossing—

S. B. No. 199—A bill to be entitled An Act establishing a Small Claims Court in each county of this State; providing the jurisdiction of said court and the powers, practice, procedure and notice of proceedings therein; providing for the appointment and election of a judge and affixing his compensation and term of office; providing for a clerk and prescribing his duties; providing for a review of cases from said court.

—begs leave to report that the House amendment has been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,  
ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Engrossing Clerk.

And Senate Bill No. 199, contained in the above report was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Your Engrossing Clerk to whom was referred, with Senate amendments, for engrossing—

S. B. No. 615—A bill to be entitled An Act amending Sections 562.02, 569.02 and 569.04, Florida Statutes, 1949, all relating to the regulation of dispensing and consuming of alcoholic beverages on licensed premises under the beverage law, and allow-

ing club licenses in counties where sale is permitted by package only.

—begs leave to report that the Senate amendments have been incorporated in the Bill and the same is returned herewith as engrossed.

Very respectfully,  
ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Engrossing Clerk.

And Senate Bill No. 615, contained in the above report was ordered certified to the House of Representatives.

Your Engrossing Clerk to whom was referred, with House amendment, for engrossing—

S. B. No. 680—A bill to be entitled An Act to declare, designate, and name certain parts of the State Highways as Paradise Drive.

—begs leave to report that the House amendment has been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,  
ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Engrossing Clerk.

And Senate Bill No. 680, contained in the above report was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Your Engrossing Clerk to whom was referred, with House amendments, for engrossing—

S. B. No. 706—A bill to be entitled An Act to provide for the registration and reregistration of all qualified electors in all counties of this State having a population of not less than six thousand two hundred fifty (6,250) and not more than six thousand four hundred fifty (6,450) inhabitants according to the latest official census, as a prerequisite for voting; and further providing for the making of a new set of registration books, and for the payment of expenses of same by the Board of County Commissioners, and for the compensation of the supervisor of registration by the Board of County Commissioners.

—begs leave to report that the House amendments have been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,  
ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Engrossing Clerk.

And Senate Bill No. 706, contained in the above report was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

#### ENROLLING REPORTS

Your Enrolling Clerk to whom was referred—

Com. Sub. for S. B. No. 4	S. B. No. 770
Com. Sub. for S. B. No. 10	S. B. No. 772
S. B. No. 32	S. B. No. 796
S. B. No. 56	S. B. No. 799
S. B. No. 62	S. B. No. 801
S. B. No. 129	S. B. No. 810
S. B. No. 141	S. B. No. 843
S. B. No. 144	S. B. No. 845
S. B. No. 279	S. B. No. 848
S. B. No. 299	S. B. No. 864
Com. Sub. for S. B. No. 415	S. B. No. 865
S. B. No. 418	S. B. No. 867
S. B. No. 470	S. B. No. 868

S. B. No. 584	S. B. No. 869
S. B. No. 653	S. B. No. 872
S. B. No. 663	S. B. No. 873
S. B. No. 675	S. B. No. 874
S. B. No. 676	S. B. No. 875
S. B. No. 701	S. B. No. 876
S. B. No. 720	S. B. No. 877
S. B. No. 754	S. B. No. 878
S. B. No. 757	S. B. No. 879
S. B. No. 759	S. B. No. 880
S. B. No. 765	S. B. No. 881
S. B. No. 766	

—begs leave to report same have been properly enrolled, signed by the President and Secretary of the Senate, and by the Speaker and Chief Clerk of the House of Representatives, and presented to the Governor on May 28, 1951, for his approval.

Very respectfully,  
ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Enrolling Clerk  
of the Senate.

Your Enrolling Clerk to whom was referred—

S. B. No. 882	S. B. No. 917
S. B. No. 883	S. B. No. 918
S. B. No. 884	S. B. No. 919
S. B. No. 889	S. B. No. 920
S. B. No. 894	S. B. No. 921
S. B. No. 895	S. B. No. 922
S. B. No. 897	S. B. No. 923
S. B. No. 901	S. C. R. No. 926
S. B. No. 902	S. B. No. 927
S. B. No. 903	S. B. No. 929
S. B. No. 904	S. B. No. 939
S. B. No. 911	S. B. No. 946
S. B. No. 916	S. B. No. 947

—begs leave to report same have been properly enrolled, signed by the President and Secretary of the Senate, and by the Speaker and Chief Clerk of the House of Representatives, and presented to the Governor on May 28, 1951, for his approval.

Very respectfully,  
ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Enrolling Clerk  
of the Senate.

Your Enrolling Clerk to whom was referred—

S. B. No. 578

—begs leave to report same has been properly enrolled, signed by the President and Secretary of the Senate, and by the Speaker and Chief Clerk of the House of Representatives, and presented to the Governor on May 28, 1951, for his approval.

Very respectfully,  
ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Enrolling Clerk  
of the Senate.

Senator Gautier (13th) moved that a committee of three be appointed to escort Honorable William C. Lantaff, of Miami, a former Member of the Florida House of Representatives and

presently a Member of Congress from Florida, to a seat on the rostrum.

Which was agreed to.

The President appointed Senators Gautier (13th), Collins and King as the committee.

Senator Franklin moved that a committee of three be appointed to escort Honorable David Elmer Ward of Tampa, Florida, a former Member of the Senate from the Twenty-fourth Senatorial District, to a seat on the rostrum.

Which was agreed to.

The President appointed Senators Franklin, Pearce and Gautier (28th) as the committee.

**By permission the following Senate Concurrent Resolution was introduced:**

By Senator Brackin—

Senate Concurrent Resolution No. 1131:

RECALLING FROM THE GOVERNOR'S OFFICE HOUSE BILL NO. 1568 AMENDING THE CHARTER OF ROLLINS COLLEGE.

**BE IT RESOLVED BY THE SENATE OF THE STATE OF FLORIDA, THE HOUSE OF REPRESENTATIVES CONCURRING:**

That the Governor is hereby requested not to consider House Bill No. 1568 amending the charter of Rollins College but to forthwith return the same to the House of Representatives for further consideration by the House of Representatives and the Senate of the State of Florida.

Which was read the first time in full.

Senator Brackin moved that the rules be waived and Senate Concurrent Resolution No. 1131 be read the second time in full and put upon its adoption.

Which was agreed to by a two-thirds vote and Senate Concurrent Resolution No. 1131 was read the second time in full.

The question was put on the adoption of Senate Concurrent Resolution No. 1131.

Which was agreed to.

So Senate Concurrent Resolution No. 1131 was adopted and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Franklin asked unanimous consent of the Senate to take up and consider House Bill No. 1406, out of its order.

Which was agreed to.

H. B. No. 1406—A bill to be entitled An Act amending An Act entitled "An Act to abolish the charter of the City of Fort Myers, in Lee County, Florida, and to grant a new charter for the "City of Fort Myers" created under this Act; to define its boundaries, jurisdiction, powers, privileges and immunities; to confirm the title to all city property including all riparian and foreshore rights, the title to all the tide water and other lands and river bottoms heretofore granted by the State of Florida, or otherwise acquired, to validate all taxes and other assessments and levies heretofore made; to preserve the validity and binding force of all debts, obligations and liabilities of the former City of Fort Myers, and to continue the same as the debts and liabilities of the City of Fort Myers created by this Act; and to preserve the validity and binding force of all credits and assets of the former City of Fort Myers and to continue the same as the credits and assets of the City of Fort Myers created by this Act; fixing the date when this Act shall take effect; and to provide for the election and fixing of salaries of the city officials created by this Act; creating a Municipal Court and defining its powers and jurisdiction; dividing the City of Fort Myers, created by this Act, into wards and defining the boundaries of each such ward; creating a Municipal Corporation in the State of Florida to be known as the City of Fort Myers, and granting unto it specific and general power and authority incident and necessary to the running and operation of a Municipal Corporation," The same being

Chapter 22295, Laws of Florida, Acts of 1943, being the present City Charter of the City of Fort Myers; and also amending all subsequent amendments of said City Charter contained in the Special Acts of the Florida Legislature of 1945, 1947 and 1949, insofar as said original charter and amendments are in conflict with the provisions of this amending bill; by abolishing the office of Mayor of said city as it now exists and providing for a new method of choosing said Mayor and providing for the powers, duties and compensation of said Mayor; providing that the City Council shall by ordinance appoint a City Manager and by said ordinance prescribe his duties, powers and compensation; providing that the City Council of said city shall have the right by ordinance or resolution to call a special election upon this amendment, and providing the method and manner of such referendum election if so called by the City Council; repealing all general and special laws in conflict herewith if this amendment is adopted.

Was taken up.

Senator Franklin moved that the rules be waived and House Bill No. 1406 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1406 was read the second time by title only.

Senator Franklin offered the following amendment to House Bill No. 1406:

In Section 2, (typewritten bill) strike out the entire Section and insert in lieu thereof the following: "Section 2. The City Council shall at its first meeting on the first Tuesday in November, following the next City elections as now held, elect one of its members as mayor of the City, and he shall hold such office at the pleasure of the City Council."

Senator Franklin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Franklin also offered the following amendment to House Bill No. 1406:

In Section 4, line 2, (typewritten bill) strike out the words: "within sixty days"

Senator Franklin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Franklin also offered the following amendment to House Bill No. 1406:

In Section 5, (typewritten bill) strike out the entire Section and insert in lieu thereof the following: "Section 5. This amendment shall become a law only if a majority of the qualified voters of the City of Fort Myers voting ratify this amendment at a special election which shall be called by the City Council for that purpose and held on the 1st Tuesday in the month of April 1952. The ordinance or resolution calling such an election shall be passed at least thirty (30) days prior to the date set herein as the date of the special election. The ordinance or resolution calling said special election must be printed in full in a daily newspaper regularly published in the city, at least twice; the last publication being at least ten (10) days before the special election and the first publication being at least twenty-five (25) days before the special election; the two publications being at least two weeks apart."

Senator Franklin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Franklin also offered the following amendment to House Bill No. 1406:

In Section 7, (typewritten bill) strike out the entire Section and insert in lieu thereof the following: "Section 7. If however at said special election a majority of the qualified City voters voting approve this amendment then and in that event this amendment shall become a law and a part of the City Charter of the City of Fort Myers effective at the end of the term for which the present Mayor has already been

elected and a City Manager as herein provided for shall be appointed to take office at the end of the term of said present Mayor."

Senator Franklin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Franklin also offered the following amendment to House Bill No. 1406:

In title (typewritten bill) strike out the last six lines after the word "council", and insert in lieu thereof the following: "of said city shall by ordinance call a special election upon this amendment and providing the method and time of such referendum election called by the city council; repealing all general and special laws in conflict herewith if this amendment is adopted"

Senator Franklin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Franklin moved that the rules be further waived and House Bill No. 1406, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1406, as amended, was read the third time in full.

Upon the passage of House Bill No. 1406, as amended, the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier 28th	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 1406 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by the waiver of the rule.

Senator Franklin asked unanimous consent of the Senate to take up and consider House Bill No. 1405, out of its order.

Which was agreed to.

H. B. No. 1405—A bill to be entitled An Act amending Section 32 of Chapter 22295, Laws of Florida, Acts of 1943, the same being the City Charter of the City of Fort Myers, by providing that Section 32 as amended shall require that all checks for disbursement of city funds be first approved by the City Council before delivery.

Was taken up.

Senator Franklin moved that the rules be waived and House Bill No. 1405 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1405 was read the second time by title only.

Senator Franklin moved that the rules be further waived and House Bill No. 1405 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1405 was read the third time in full.

Upon the passage of House Bill No. 1405 the roll was called and the vote was:

Yeas—37.



Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 1405 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baker asked unanimous consent of the Senate to take up and consider Senate Bill No. 1089, out of its order.

Which was agreed to.

S. B. No. 1089—A bill to be entitled An Act relating to the compensation of sheriffs and constables, their fees and compensation, allowance for feeding prisoners, in all counties having a population of not less than thirty-four thousand eight hundred (34,800) and not more than thirty-six thousand four hundred (36,400) according to the last Federal or State census, providing an effective date.

Was taken up.

Senator Baker moved that the rules be waived and Senate Bill No. 1089 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1089 was read the second time by title only.

Senator Baker moved that the rules be further waived and Senate Bill No. 1089 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1089 was read the third time in full.

Upon the passage of Senate Bill No. 1089 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So Senate Bill No. 1089 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Branch asked unanimous consent of the Senate to take up and consider House Bill No. 1459, out of its order.

Which was agreed to.

H. B. No. 1459—A bill to be entitled An Act relating to conveyances of lands in certain instances by and between the Board of County Commissioners of Hillsborough County, Florida, and the Board of Public Instruction of Hillsborough County, Florida.

Was taken up.

Senator Branch moved that the rules be waived and House Bill No. 1459 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1459 was read the second time by title only.

Senator Branch moved that the rules be further waived and House Bill No. 1459 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1459 was read the third time in full.

Upon the passage of House Bill No. 1459 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 1459 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Branch asked unanimous consent of the Senate to take up and consider House Bill No. 1476, out of its order.

Which was agreed to.

H. B. No. 1476—A bill to be entitled An Act to provide for creation of Sanitary Districts within the County of Hillsborough, State of Florida, to incorporate same, and to provide for the government thereof: To provide for the construction, maintenance, operation, purchase or condemnation of water supply, sewerage, and refuse disposal systems: To provide for various methods of financing of such construction, maintenance, operation and control; and the operation, maintenance regulation and control of said systems; and for other purposes.

Was taken up.

Senator Branch moved that the rules be waived and House Bill No. 1476 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1476 was read the second time by title only.

Senator Branch moved that the rules be further waived and House Bill No. 1476 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1476 was read the third time in full.

Upon the passage of House Bill No. 1476 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 1476 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Branch asked unanimous consent of the Senate to take up and consider House Bill No. 1539, out of its order.

Which was agreed to.

H. B. No. 1539—A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Hillsborough County, Florida, to grant franchise for garbage and waste collection and disposal in the said county outside of the boundaries of any city or town for not in excess of five years; to empower the said Board of County Commissioners to fix the boundaries of the districts within which such franchise shall be applicable; to provide the procedure for making an application for any such franchise; to empower the said Board of County Commissioners to fix the terms and conditions upon which any such franchise shall be granted; to empower the said Board of County Commissioners to fix the rates which the franchise holder shall charge for his services; and to provide that in fixing a rate schedule the Board of County Commissioners shall fix such rates as may be reasonably maintained to give to the franchise holder a reasonable return on his legitimate capital investment; and to provide the method of arriving at the said rates; and to empower the said Board of County Commissioners to fix the consideration to be paid by the franchise holder to the county for the franchise and the method and time of paying the same and to require the same to be paid into the general fund of the said county; to empower the said Board of County Commissioners to make such changes in the rules and regulations governing the franchise holder as shall from time to time be necessary and desirable for the public welfare and to provide the procedure for making such changes; to empower the Board of County Commissioners to make changes in the schedule of rates to be charged by the franchise holder subject to the limitation that the board in arriving at any rate schedule shall fix such rates as may be reasonably maintained to give to the franchise holder a reasonable return on his legitimate capital investment; and to provide the procedure for making such changes; to charge the said board of county commissioners with the responsibility for faithful compliance by the grantee of the franchise with the rules and regulations promulgated by the board of county commissioners and the strict compliance by any franchise holder with the terms of his franchise; and to provide for forfeiture of any franchise by the grantee thereof for violation of the rules and regulations as promulgated by the board of county commissioners or of any of the terms, conditions and provisions of his franchise and the method of enforcing the same; to make it unlawful for any person, firm or corporation to carry on the business of collection, removal and disposal of garbage or waste in any area or district so designated by the said board of county commissioners without first obtaining a franchise as herein provided for and to provide a penalty therefor; and to provide that if any part of this Act shall be deemed or held invalid or unconstitutional for any reason such invalidity shall in no way affect the validity of the remaining portions of said Act; and to provide that the Act shall take effect immediately upon its becoming a law.

Was taken up.

Senator Branch moved that the rules be waived and House Bill No. 1539 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1539 was read the second time by title only.

Senator Branch moved that the rules be further waived and House Bill No. 1539 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1539 was read the third time in full.

Upon the passage of House Bill No. 1539 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 1539 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Branch asked unanimous consent of the Senate to take up and consider Senate Bill No. 1093, out of its order.

Which was agreed to.

S. B. No. 1093—A bill to be entitled An Act to amend Chapter 24590, Laws of Florida, Special Acts of 1947; to give and grant to the commissioners of the Sulphur Springs special fire control district additional means of borrowing money for the purpose of the district; to allow the commissioners to borrow money on such property as the district may be possessed and to give as security therefor chattel or real estate mortgages, encumbering such property; and to repeal all laws or parts of laws in conflict herewith.

Was taken up.

Senator Branch moved that the rules be waived and Senate Bill No. 1093 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1093 was read the second time by title only.

Senator Branch moved that the rules be further waived and Senate Bill No. 1093 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1093 was read the third time in full.

Upon the passage of Senate Bill No. 1093 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So Senate Bill No. 1093 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Branch asked unanimous consent of the Senate to take up and consider Senate Bill No. 1119, out of its order.

Which was agreed to.

S. B. No. 1119—A bill to be entitled An Act authorizing the City of Tampa to enter into supplemental contracts for additional pensions with members of its police or fire departments; and providing for the manner and method of entering into such contracts.

Was taken up.

Senator Branch moved that the rules be waived and Senate Bill No. 1119 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1119 was read the second time by title only.

Senator Branch moved that the rules be further waived and Senate Bill No. 1119 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1119 was read the third time in full.

Upon the passage of Senate Bill No. 1119 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So Senate Bill No. 1119 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Branch asked unanimous consent of the Senate to take up and consider Senate Bill No. 1120, out of its order.

Which was agreed to.

S. B. No. 1120—A bill to be entitled An Act providing for the eligibility of Rollan H. Bradley and J. B. Bowers as members of the police department of the City of Tampa, Florida, in all of the benefits of the city pension fund for firemen and policemen in the City of Tampa, created by Chapter 21590, Laws of Florida, Special Acts of 1941, as amended; requiring the City of Tampa to enter into a contract with said members in the same manner as other members of said police department who are eligible to participate in said benefits; and to repeal any and all laws in conflict herewith.

Was taken up.

Senator Branch moved that the rules be waived and Senate Bill No. 1120 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1120 was read the second time by title only.

Senator Branch moved that the rules be further waived and Senate Bill No. 1120 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1120 was read the third time in full.

Upon the passage of Senate Bill No. 1120 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So Senate Bill No. 1120 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Sanchez asked unanimous consent of the Senate to take up and consider House Bill No. 1470, out of its order.

Which was agreed to.

H. B. No. 1470—A bill to be entitled An Act relating to distribution of race track funds allocated to Lafayette County; providing for payment of such funds to the county jail and veterinarian fund; the Board of County Commissioners and the County Board of Public Instruction.

Was taken up.

Senator Sanchez moved that the rules be waived and House Bill No. 1470 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1470 was read the second time by title only.

Senator Sanchez moved that the rules be further waived and House Bill No. 1470 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1470 was read the third time in full.

Upon the passage of House Bill No. 1470 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 1470 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Shivers asked unanimous consent of the Senate to take up and consider House Bill No. 1052, out of its order.

Which was agreed to.

H. B. No. 1052—A bill to be entitled An Act authorizing the Board of County Commissioners of Bay County, Florida, to construct or acquire, own, maintain and operate a water system for supplying drinking water to the citizens of Bay County, Florida, outside the corporate limits of Panama City, Florida; to establish, fix and collect fees, rentals or other charges for the facilities and services of said water system; to issue bonds or revenue certificates to finance the cost of the construction, acquisition or improvement of such undertaking, said bonds or revenue certificates to be payable from the fees, rentals or other charges received from such water system; to levy and collect taxes on each and every purchase of water from said system and to pledge such taxes for the bonds or revenue certificates authorized by this Act, providing for the terms and conditions of bonds or revenue certificates issued pursuant to this Act and of the rights and remedies of the holders thereof; authorizing the discontinuance of the services and facilities of such water system for the nonpayment of fees, rentals or other charges therefor; providing for a receiver of such undertakings on default of the Board of County Commissioners in the payments of such bonds or revenue certificates issued to finance said water system or of covenants with bond holders in connection therewith; providing for covenants of the State of Florida with respect to the rights of holders of bonds issued pursuant to this Act; and providing for the lease of said undertakings or any part thereof by the Board of County Commissioners and the terms and conditions thereof; providing for the sale of bonds issued pursuant to this Act and the manner thereof; and providing when this Act shall take effect.

Was taken up.

Senator Shivers moved that the rules be waived and House Bill No. 1052 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1052 was read the second time by title only.

Senator Shivers moved that the rules be further waived and House Bill No. 1052 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1052 was read the third time in full.

Upon the passage of House Bill No. 1052 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 1052 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Rogells asked unanimous consent of the Senate to take up and consider House Bill No. 1454, out of its order.

Which was agreed to.

H. B. No. 1454—A bill to be entitled An Act requiring the county commissioners of each county of this state having a population of not less than 4,100 and not more than 5,100 inhabitants according to the latest official census to pay the sheriff and county judge therein an amount sufficient to bring the total yearly compensation of each to the minimum net amount of four thousand two hundred (\$4,200) dollars in each year in which his compensation falls short of that sum.

Was taken up.

Senator Rogells moved that the rules be waived and House Bill No. 1454 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1454 was read the second time by title only.

Senator Rogells moved that the rules be further waived and House Bill No. 1454 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1454 was read the third time in full.

Upon the passage of House Bill No. 1454 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 1454 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Rogells asked unanimous consent of the Senate to take up and consider House Bill No. 1472, out of its order.

Which was agreed to.

H. B. No. 1472—A bill to be entitled An Act authorizing and directing that surplus funds of the Sugar Bowl Drainage District be disbursed in payment of special compensation to the surviving members of its Board of supervisors and for the payment of attorneys fees to its attorney and for the payment of attorneys fees to the attorney for the landowners therein, whose services were beneficial to the district in recent bankruptcy proceedings, and to certain of the land owners therein whose payments of assessments in bankruptcy proceedings

and purchase of lands therein from the district assisted in producing such surplus funds.

Was taken up.

Senator Rogells moved that the rules be waived and House Bill No. 1472 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1472 was read the second time by title only.

Senator Rogells moved that the rules be further waived and House Bill No. 1472 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1472 was read the third time in full.

Upon the passage of House Bill No. 1472 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rogells
Ayers	Crary	Leaird	Sanchez
Baker	Davis	Lewis	Shands
Baynard	Dayton	Lindler	Shivers
Beall	Franklin	Moore	Smith
Boyle	Gautier (28th)	Morrow	Tucker
Brackin	Gautier (13th)	Pearce	Wright
Branch	Johns	Pope	
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	

Nays—None.

So House Bill No. 1472 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Pursuant to the Report of the Committee on Rules and Calendar the Senate resumed consideration of bills on the Special Order Calendar.

#### SPECIAL ORDER CALENDAR PURSUANT TO SENATE RULE 65

#### UNFINISHED BUSINESS

S. B. No. 925—A bill to be entitled An Act vesting power to collect excise tax imposed under the beverage law and cigarette tax law on licensed manufacturers, distributors and common carriers in the Comptroller of the State of Florida, and providing Comptroller with power to make rules and regulations, enter the premises of manufacturers, distributors and common carriers, employ auditors and other personnel to administer and enforce said excise tax law; providing for reports by certain licensees, common carriers and others of receipt and shipment of alcoholic beverages and cigarettes; providing that State beverage license fees be forwarded to Comptroller; providing that records, machinery, excise tax stamps used for excise tax stamp collection by beverage director be given Comptroller; providing Comptroller with power to collect such taxes by tax warrant and otherwise; providing that intent of Legislature is to only grant to Comptroller powers expressly set forth herein; providing Comptroller to furnish beverage director with information and evidence of law violations; providing that all laws and parts of laws in conflict herewith are hereby repealed; and providing for effective date of this Act.

Which was pending amendment at the hour of recess, having been read the second time by title only, was taken up.

Consideration of the following amendment, as amended, offered by Senators Leaird and Gautier (13th) to Senate Bill No. 925 was resumed:

Strike out everything after the enacting clause and insert in lieu thereof the following:

Section 1. There is hereby created an agency of the State of Florida to be known as the State Revenue Commission which shall be composed of the Governor of the State of Florida, who shall be its Chairman, the Comptroller of the State of Florida, who shall be Collector of Revenue, the

Treasurer of the State of Florida, and the Attorney General of the State of Florida, who shall be its Attorney and legal advisor. Each of the above officers of the State of Florida shall serve as such members of the said commission without additional compensation. The said commission shall formulate its own rules of procedure, except that the said board shall meet not less than once each month and shall meet upon the call of the Chairman, or any two members shall keep full and complete minutes of all meetings; attendance of at least three members shall be necessary for a quorum at all meetings; and all decisions of the commission shall require the affirmative vote of three members present and voting.

Section 2. The Collector of Revenue shall, in accordance with the rules of the State Revenue Commission, appoint such deputies, assistants, heads of departments, auditors, accountants, clerks, typists, and other employees as may be necessary for the economical and efficient performance of the duties of the commission. In the selection of persons to fill positions in the original organization of employees of the commission reasonable preference shall be given to employees whose duties have been in connection with collection of State revenue in departments which are abolished by this Act.

Section 3. The State Revenue Commission is hereby charged with the authority and duty of collecting or supervising the collection of all revenue accruing to the State of Florida and all departments, bureaus, agencies and institutions thereof, from taxes, licenses, fees and all other imposts and from grants, donations, contributions, and any and all other sources whatsoever. The State Revenue Commission through its Executive Officer, the Collector of Revenue, shall collect the following specified revenues:

Railroad and Telegraph License  
Occupational License  
Gasoline Dealers License  
Motor Vehicle Fuel Tax  
License and Inventory Tax  
Documentary Stamp Tax  
Utilities Tax  
Pullman Gross Receipts Tax  
Estates Tax  
Intangible Tax  
Sales and Use Tax  
Auto Transportation License Tax  
Gasoline Tax  
Gas and Oil Inspection Tax  
Auto Theft Fees  
Motor Vehicle License Tax  
Beverage Tax  
Cigarette Tax  
Racing Tax

The said State Revenue Commission may in its discretion authorize the collection of any other revenue coming to the State of Florida from any source whatsoever, through any State officer, department, board, bureau, commission, agency or institution, but all such collection by such department, board, bureau, commission, agency, or institution shall be under the direct supervision of the State Revenue Commission and in accordance with rules and regulations from time to time prescribed by the commission. It is further specifically provided that the State Revenue Commission may, in its discretion, authorize the collection of certain minor license taxes, or other imposts by county tax collector under the strict supervision, rules and regulations of the Commission, except as may be now or hereafter provided by law.

Section 4. The State Revenue Commission is hereby authorized to formulate such rules and regulations as may be necessary for the proper and efficient collection of the revenue of the State, except that such rules and regulations must be in strict conformity with the laws levying such taxes or other imposts.

Section 5. If any section, sub-section, sentence, clause, phrase or word of this Act is for any reason held or declared to be unconstitutional, inoperative, or void, such holding or invalidity shall not affect the remaining portions of this Act and it shall be construed to have been the legislative intent to pass this Act without such unconstitutional, inoper-

ative, or invalid part therein and the remainder of this Act, after the exclusion of such part or parts shall be deemed and held to be as valid as if such excluded parts had not been included therein.

Section 6. All laws and parts of laws in conflict with this Act are hereby repealed.

Section 7. This Act shall become effective at 12:01 A. M. on the first day of July, 1953.

Senator Leaird having moved the adoption of the amendment.

Together with the following amendment offered by Senator Moore to the amendment, as amended, offered by Senators Leaird and Gautier (13th) to Senate Bill No. 925:

Add a section to be designated as "The President of the Senate shall appoint two members of the Florida Senate and the Speaker of the House of Representatives shall appoint one member of the House of Representatives of Florida, as a Committee of the Florida Legislature to survey and study the effect of this Act upon the various boards and agencies and upon the economy of the State of Florida, which committee is authorized to co-operate with and inquire into the affairs of the boards and agencies hereby affected, to make such study of the laws of this or other states, and to make recommendations for amendments of this law to the 1953 Legislature. The reasonable expenses of said committee for travel, per diem, legal and other personnel shall be paid by the Comptroller upon the proper requisition of the Chairman of the Committee upon approval of the Governor, and the Comptroller shall charge said expenses so paid by him pro rata among the boards and agencies affected hereby.

Senator Moore having previously moved the adoption of the amendment to the amendment.

The question was put on the adoption of the amendment offered by Senator Moore to the amendment, as amended, offered by Senators Leaird and Gautier (13th) to Senate Bill No. 925:

Which was agreed to and the amendment offered by Senator Moore to the amendment, as amended, offered by Senators Leaird and Gautier (13th) was adopted.

The question recurred on the adoption of the foregoing amendment offered by Senators Leaird and Gautier (13th), as amended, to Senate Bill No. 925.

A roll call was demanded.

Upon the adoption of the amendment offered by Senators Leaird and Gautier (13th), as amended, to Senate Bill No. 925, the roll was called and the vote was:

Yeas—12.

Baker	Gautier (13th)	Moore	Shivers
Boyle	Johnston	Morrow	Smith
Collins	Leaird	Shands	Tucker

Nays—23.

Mr. President	Clarke	Johns	Pope
Baynard	Crary	Johnson	Ripley
Beall	Davis	King	Rogells
Brackin	Dayton	Lewis	Sanchez
Branch	Franklin	Lindler	Wright
Carroll	Gautier (28th)	Pearce	

So the amendment, as amended, failed of adoption.

Senator Moore offered the following amendment to Senate Bill No. 925:

In Section 1(b), line 1 (typewritten bill), after "The Comptroller" add "with the consent of the cabinet."

Senator Davis moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Moore also offered the following amendment to Senate Bill No. 925:

In Section 1(b), line 2 (typewritten bill), add "make and promulgate" immediately following the wording "reports and other papers."

Senator Moore moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Moore also offered the following amendment to Senate Bill No. 925:

In Section 1(b), line 4 (typewritten bill) strike out the period, substitute a comma and the following wording: "and a violation thereof shall be a misdemeanor".

Senator Moore moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Moore also offered the following amendment to Senate Bill No. 925:

In Section 1(c) (typewritten bill): add to end of section:

"The Comptroller and auditors shall immediately report to the Beverage Director and any and all failures to pay taxes, and any and all violations of the beverage or cigarette tax laws, upon forms to be prescribed jointly by the Comptroller and the Beverage Director, and shall be available as witnesses upon any trial or hearing upon notice of suspension or revocation of license.

Senator Moore moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Moore also offered the following amendment to Senate Bill No. 925:

In Section 1(d), (typewritten bill): add to the end of section:

"Each of the auditors or other personnel who is charged with the duty of handling money or collecting taxes hereunder, shall furnish bond in the sum of five thousand dollars, payable to the Governor of the State of Florida, conditioned upon the faithful performance of his duties".

Senator Moore moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Moore also offered the following amendment to Senate Bill No. 925:

In Section (typewritten bill) Add a Section 1 (3):

"The Comptroller and auditors, while checking manufacturers and distributors, shall also check and audit such manufacturers and distributors for violations of 561.42 Florida Statutes, 1949, and shall immediately report in full all violations thereof to the Beverage Director upon forms to be jointly prescribed by the Comptroller and Beverage Director.

Senator Moore moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Davis offered the following amendment to Senate Bill No. 925:

In Section 6, line 4, (typewritten bill) strike out the word: "Section" and insert in lieu thereof the following: "Chapter"

Senator Davis moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Moore offered the following amendment to Senate Bill No. 925:

Add a section: "7A. No member of the Legislature, during the time for which he was elected, shall be employed by the Comptroller, as auditor, clerk, secretary, counsel or otherwise, in connection with the administration of this law, nor be qualified to administer this law as Comptroller."

Senator Moore moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Moore offered the following amendment to Senate Bill No. 925:

Add Section 7 (b): Section 561.05 (3) Florida Statutes, 1949, is hereby amended to read as follows: (3) The director shall

furnish a surety bond by a surety company authorized to do business in this state, in the sum of twenty thousand dollars, payable to the Governor and to be approved by the Comptroller, conditioned upon the faithful performance of his duties.

Senator Moore moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Moore also offered the following amendment to Senate Bill No. 925:

Add a Section 7(c) Definitions: 1. The term "Beverage Director" as herein used shall refer to the director of the State Beverage Department as defined in 561.01, Florida Statutes, 1949, and all definitions defined by 561.01 are hereby adopted and made applicable to this law.

Senator Moore moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Moore also offered the following amendment to Senate Bill No. 925:

Add a Section 7(d) "The premiums on the bonds of the auditors and employees as provided for herein, shall be paid by the State of Florida.

Senator Moore moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Moore also offered the following amendment to Senate Bill No. 925:

In Section 2, (typewritten bill) Add to end of section: "He shall promptly report and remit to the Treasurer of the State of Florida all taxes collected by him hereunder."

Senator Moore moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Moore also offered the following amendment to Senate Bill No. 925:

(Typewritten bill) Add a Section to be designated 7 (E) Section 7(E). No officer or employee of the Comptroller, including the Comptroller, who, either directly or indirectly, is connected in any manner whatsoever with the administration of this Act, shall be permitted to engage in the sale of liquors or beverages provided under the beverage law, nor shall they be employed, directly or indirectly, in connection with the operation of any business licensed under the beverage law. Nor shall they be permitted to own any stock or interest in any firm, partnership or corporation dealing wholly or partly in the sale or distribution of alcoholic beverages or distilled liquors, and the violation of this provision shall be deemed a misdemeanor, and upon conviction shall be automatically removed from office and fined not less than five hundred dollars, or imprisoned for six months, and any license in which said officer or employee is interested shall be subject to revocation or suspension.

Senator Moore moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Moore also offered the following amendment to Senate Bill No. 925:

In Section 9, (typewritten bill) strike out the words: "July 1, 1951" and insert in lieu thereof the following: "July 1, 1953".

Senator Moore moved the adoption of the amendment.

Pending consideration of the amendment offered by Senator Moore to Senate Bill No. 925, Senator Davis offered the following amendment to the amendment offered by Senator Moore to Senate Bill No. 925:

Strike out the word and figures: "July 1, 1953" and insert in lieu thereof the following: "January 1, 1952".

Senator Davis moved the adoption of the amendment to the amendment.

Which was agreed to and the amendment offered by

Senator Davis to the amendment offered by Senator Moore to Senate Bill No. 925 was adopted.

The question recurred on the adoption of the amendment offered by Senator Moore, as amended, to Senate Bill No. 925.

The question was put.

Which was agreed to and the amendment offered by Senator Moore, as amended, to Senate Bill No. 925 was adopted.

Senator Moore also offered the following amendment to Senate Bill No. 925:

Immediately following Section 7, add a new section as follows:

"Section 7½. There is hereby appropriated to the Comptroller of the State of Florida \$250,000.00 for the administration and enforcement of the provisions hereof."

Senator Moore moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Davis moved that the rules be waived and Senate Bill No. 925, as amended, be read the third time in full and put upon its passage.

A roll call was demanded.

Upon the adoption of the motion made by Senator Davis the roll was called and the vote was:

Yeas—17.

Ayers	Gautier (28th)	Lindler	Sanchez
Carroll	Johns	Pearce	Shands
Davis	Johnson	Pope	
Dayton	King	Ripley	
Franklin	Lewis	Rogells	

Nays—18.

Mr. President	Brackin	Gautier (13th)	Smith
Baker	Branch	Leaird	Tucker
Baynard	Clarke	Moore	Wright
Beall	Collins	Morrow	
Boyle	Crary	Shivers	

So the motion failed of adoption, and Senate Bill No. 925, as amended, was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

Senator Brackin presiding.

Senator Gautier (13th) moved that the rules be waived and when the Senate adjourns it adjourn to reconvene at 10:00 o'clock A.M., Tuesday, May 29, 1951.

Which was agreed to by a two-thirds vote and it was so ordered.

H. B. No. 610—A bill to be entitled An Act making legislative findings regarding the assessment for taxation of the class of tangible personal property considered as goods, wares and merchandise, and commonly known as stock in trade; declaring that the assessment of such property at full cash value is unjust and discriminatory; providing for the assessment of such property for taxation on the basis of fifty per cent of the inventory value thereof or fifty percent of the average inventory value thereof for the previous year; repealing all laws and parts of laws in conflict herewith and fixing an effective date.

Was taken up in its order.

Senator Morrow moved that the rules be waived and House Bill No. 610 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 610 was read the second time by title only.

Pending further consideration of House Bill No. 610, Senator Shands moved that the rules be waived and the time of adjournment be extended until final roll call on House Bill No. 610.

Which was agreed to by a two-thirds vote and it was so ordered.

Senators Shands, Gautier (13th) and Sturgis offered the following amendment to House Bill No. 610:

In (typewritten bill) strike out Subparagraph (a) on page one.

Senator Sturgis moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Shands, Gautier (13th) and Sturgis also offered the following amendment to House Bill No. 610:

In (typewritten bill) strike out Subparagraph (b) on page one.

Senator Sturgis moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Shands, Gautier (13th) and Sturgis also offered the following amendment to House Bill No. 610:

In (typewritten bill) strike out Subparagraph (c) which commences on page one.

Senator Sturgis moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Shands, Gautier (13th) and Sturgis also offered the following amendment to House Bill No. 610:

In Section 1, (typewritten bill) following the comma at the end of line 3, insert the following: and also all livestock and poultry.

Senator Sturgis moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Shands, Gautier (13th) and Sturgis also offered the following amendment to House Bill No. 610:

In Section 1, (typewritten bill) following the comma at the end of line 3, insert the following: and also all real property upon which citrus groves are located.

Senator Sturgis moved the adoption of the amendment.

A roll call was demanded.

Upon the adoption of the amendment offered by Senators Shands, Gautier (13th) and Sturgis to House Bill No. 610, the roll was called and the vote was:

Yeas—20.

Mr. President	Brackin	Gautier (13th)	Sanchez
Ayers	Carroll	Leaird	Shands
Baker	Clarke	Lewis	Shivers
Baynard	Davis	Moore	Smith
Boyle	Gautier (28th)	Rogells	Wright

Nays—14.

Branch	Franklin	King	Pope
Collins	Johns	Lindler	Ripley
Crary	Johnson	Morrow	
Dayton	Johnston	Pearce	

So the amendment was adopted.

Pending further amendment to House Bill No. 610, Senator Morrow moved that the Senate adjourn.

Which was agreed to and the Senate stood adjourned at 6:32 o'clock P.M., until 10:00 o'clock A.M., Tuesday, May 29, 1951.